

and, in the case of Senators, the cost of such mail divided by the total population of the State from which the Senator was elected, and the total number of pieces of mass mail divided by the total population of the State from which the Senator was elected, and in the case of each Senator, the allocation made to such Senator from the appropriation for official mail expenses.

(Pub. L. 101-520, title III, §318, Nov. 5, 1990, 104 Stat. 2283; Pub. L. 103-283, title I, §3(b), July 22, 1994, 108 Stat. 1427.)

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1991.

AMENDMENTS

1994—Pub. L. 103-283 inserted before period at end “, and in the case of each Senator, the allocation made to such Senator from the appropriation for official mail expenses”.

EFFECTIVE DATE OF 1994 AMENDMENT

Section 3(c) of Pub. L. 103-283 provided that: “The amendments made by this section [amending this section and section 104a of this title] shall be effective with respect to—

“(1) reports and statements covering periods beginning on and after October 1, 1994; and

“(2) appropriations made and obligations incurred on and after such date.”

§ 59g. Mass mailing of information by Senators under frank; quarterly registration with Secretary of Senate

In fiscal year 1991 and thereafter, when a Senator disseminates information under the frank by a mass mailing (as defined in section 3210(a)(6)(E) of title 39), the Senator shall register quarterly with the Secretary of the Senate such mass mailings. Such registration shall be made by filing with the Secretary a copy of the matter mailed and providing, on a form supplied by the Secretary, a description of the group or groups of persons to whom the mass mailing was mailed and the number of pieces mailed.

(Pub. L. 101-520, title III, §320, Nov. 5, 1990, 104 Stat. 2285.)

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1991.

CHAPTER 4—OFFICERS AND EMPLOYEES OF SENATE AND HOUSE OF REPRESENTATIVES

- Sec.
- 60. Repealed.
- 60-1. Authority of officers of Congress over Congressional employees.
 - (a) Qualifications determinations; removal and discipline.
 - (b) “Officer of the Congress” defined.
- 60-2. Amendment to Senate conflict of interest rule.
- 60a. Omitted.
- 60a-1. Senate pay adjustments; action by President pro tempore of Senate.
- 60a-1a. Rates of compensation paid by Secretary of Senate; applicability of Senate pay adjustments by President pro tempore of Senate.

- Sec.
- 60a-1b. Senate pay adjustments; action by President pro tempore of Senate.
- 60a-2. House of Representatives pay adjustments; action by Clerk of House.
- 60a-2a. Rates of compensation disbursed by Clerk of House; adjustments by Speaker; “Member of the House of Representatives” defined.
- 60b, 60c. Omitted.
- 60c-1. Vice President, Senators, officers, and employees paid by Secretary of Senate; payment of salary; advance payment.
- 60c-2. Repealed.
- 60c-2a. Banking and financial transactions of Secretary of Senate.
 - (a) Reimbursement of banks for costs of clearing items for Senate.
 - (b) Check cashing regulations for Disbursing Office of Senate.
 - (c) Amounts withheld from disbursements for employee indebtedness.
- 60c-3. Withholding and remittance of State income tax by Secretary of Senate.
 - (a) Agreement by Secretary with appropriate State official; covered individuals.
 - (b) Number of remittances authorized.
 - (c) Requests by individuals of Secretary for withholding and remittance; amount of withholding; number and effective date of requests; change of designated State; revocation of request; rules and regulations.
 - (d) Time or times of agreements by Secretary.
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 - (f) “State” defined.
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- 60e-1a. Withholding of State income tax by Clerk and Sergeant at Arms of House.
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 - (c) Acceptance or disapproval of proposed agreement by Committee on House Administration.
 - (d) Number and effective date of requests for withholding; change of designated State; revocation of request.
 - (e) Provisions as not imposing duty, burden, requirement or penalty on United States, House, or any officer or employee of United States; effect of filing paper, form, or document with Clerk or Sergeant at Arms.

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	(f) Authorization to expend from appropriations account for initial expenses.		
	(g) Disbursement on approved voucher.	127.	Repealed.
	(h) Regulations.	127a.	Reimbursement of transportation expenses for employees in office of House Member.
121e.	Payment of fees for services of Attending Physician and for use of Senate health and fitness facilities.	128 to 130.	Repealed.
	(a) Regulations.	130-1.	Participation by House in interparliamentary institutions; reception of members of foreign legislative bodies and foreign officials; meetings with Government officials.
	(b) Withholding of fees from salary.	130a.	Nonpay status for Congressional employees studying under Congressional staff fellowships.
	(c) Deposit in General Fund.	130b.	Jury and witness service by Senate and House employees.
	(d) Effective date.		(a) Definitions.
122.	Repealed.		
122a.	Reimbursement of House Members for office expenses outside District of Columbia.		
122b.	Leasing of office space in home districts of House Members.		
122c.	Determination of disburseable annual amount.		
122d.	Authorization by Committee on House Administration.		

Sec.

- (b) Service as juror or witness in connection with a judicial proceeding; prohibition against reduction of pay.
 - (c) Official duty.
 - (d) Prohibition on receipt of jury or witness fees.
 - (e) Travel expenses.
 - (f) Rules and regulations.
 - (g) Congressional consent not conferred for production of official records or to testimony concerning activities related to employment.
- 130c. Waiver by Secretary of Senate of claims of United States arising out of erroneous payments to Vice President, Senator, or Senate employee paid by Secretary of Senate.
- (a) Waiver of claim for erroneous payment of pay or allowances.
 - (b) Prohibition of waiver.
 - (c) Credit for waiver.
 - (d) Effect of waiver.
 - (e) Construction with other laws.
 - (f) Rules and regulations.
- 130d. Waiver by Speaker of House of claims of United States arising out of erroneous payments to officers or employees paid by Clerk of House.
- (a) Waiver of claim for erroneous payment of pay or allowances.
 - (b) Investigation and report.
 - (c) Prohibition of waiver.
 - (d) Credit for waiver.
 - (e) Effect of waiver.
 - (f) Construction with other laws.
 - (g) Rules and regulations.
- 130e. Special Services Office.

§ 60. Repealed. June 20, 1929, ch. 33, § 6, 46 Stat. 39

Section, acts May 24, 1924, ch. 183, § 1, 43 Stat. 146; May 29, 1928, ch. 853, § 1, 45 Stat. 885, related to rates of pay for various officers and employees of Government. See notes set out under section 60a-1 and section 60c-1 et seq. of this title.

§ 60-1. Authority of officers of Congress over Congressional employees

(a) Qualifications determinations; removal and discipline

Each officer of the Congress having responsibility for the supervision of employees, including employees appointed upon recommendation of Members of Congress, shall have authority—

- (1) to determine, before the appointment of any individual as an employee under the supervision of that officer of the Congress, whether that individual possesses the qualifications necessary for the satisfactory performance of the duties and responsibilities to be assigned to him; and
- (2) to remove or otherwise discipline any employee under his supervision.

(b) “Officer of the Congress” defined

As used in this section, the term “officer of the Congress” means—

- (1) an elected officer of the Senate or House of Representatives who is not a Member of the Senate or House; and
- (2) The Architect of the Capitol.

(Pub. L. 91-510, title IV, § 431, Oct. 26, 1970, 84 Stat. 1190.)

EFFECTIVE DATE

Section effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an

Effective Date of 1970 Amendment note under section 72a of this title.

REDUCTION IN NUMBER OF EMPLOYEE POSITIONS; REPORTS

Pub. L. 103-69, title III, § 307, Aug. 11, 1993, 107 Stat. 710, as amended by Pub. L. 103-283, title III, § 305, July 22, 1994, 108 Stat. 1441, provided for reduction in number of employee positions on full-time equivalent basis, other than those supported by gift and trust funds, for each entity of legislative branch with more than 100 employee positions, on full-time equivalent basis, as of Sept. 30, 1992, by at least 4 percent from level as of such date, provided that such reduction was to be completed not later than Sept. 30, 1995, with at least 62.5 percent of reduction for each entity to be achieved by Sept. 30, 1994, and defined “entity of legislative branch”.

CROSS REFERENCES

Performance of duties by employees of House, see section 85 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 40 section 212a-2.

§ 60-2. Amendment to Senate conflict of interest rule

(a) Except as provided by subsection (b) of this section, any employee of the Senate who is required to file a report pursuant to Senate rules shall refrain from participating personally and substantially as an employee of the Senate in any contact with any agency of the executive or judicial branch of Government with respect to non-legislative matters affecting any non-governmental person in which the employee has a significant financial interest.

(b) Subsection (a) of this section shall not apply if an employee first advises his supervisor of his significant financial interest and obtains from such supervisor a written waiver stating that the participation of the employee is necessary. A copy of each such waiver shall be filed with the Select Committee.

(Pub. L. 101-194, title IX, § 903, Nov. 30, 1989, 103 Stat. 1781.)

§ 60a. Omitted

CODIFICATION

Present provisions relating to personnel and compensation of Congressional officers and employees may be found elsewhere in this chapter and in Acts and Resolutions cited in notes hereunder. Section was based on the following acts:

- 1949—Jan. 19, 1949, ch. 2, § 1(d), (f), 63 Stat. 4.
May 24, 1949, ch. 138, title I, 63 Stat. 76.
Oct. 10, 1949, ch. 662, title I, 63 Stat. 738.
Oct. 14, 1949, ch. 694, title I, 63 Stat. 869.
- 1948—June 14, 1948, ch. 467, §§ 101, 105, 62 Stat. 423, 437.
June 25, 1948, ch. 658, title I, 62 Stat. 1027.
- 1947—Jan. 31, 1947, ch. 1, 61 Stat. 1.
Feb. 19, 1947, ch. 3, 61 Stat. 4.
July 17, 1947, ch. 262, §§ 101, 105, 61 Stat. 361, 377.
July 30, 1947, ch. 361, 61 Stat. 610.
July 31, 1947, ch. 414, 61 Stat. 695.
- 1946—July 1, 1946, ch. 530, §§ 101, 105, 60 Stat. 387, 407.
July 23, 1946, ch. 591, title I, 60 Stat. 600.
Aug. 2, 1946, ch. 753, title II, § 201(a), 60 Stat. 834.
Aug. 8, 1946, ch. 870, title I, 60 Stat. 910.
- 1945—Apr. 25, 1945, ch. 95, title I, 59 Stat. 77.
June 13, 1945, ch. 189, §§ 101, 105, 59 Stat. 238, 259.
July 5, 1945, ch. 271, title I, 59 Stat. 412.
Dec. 28, 1945, ch. 589, title I, 59 Stat. 632.
- 1944—June 26, 1944, ch. 277, title I, §§ 101, 104, 58 Stat. 334, 354.
June 28, 1944, ch. 304, title I, 58 Stat. 597.
Dec. 22, 1944, ch. 660, title I, 58 Stat. 853.

1943—June 28, 1943, ch. 173, title I, §§101, 104, 57 Stat. 220, 239.
 1942—June 8, 1942, ch. 396, §§1, 4, 56 Stat. 330, 349.
 1941—Mar. 1, 1941, ch. 9, 55 Stat. 14.
 July 1, 1941, ch. 268, §§1, 4, 55 Stat. 446, 465.
 1940—June 18, 1940, ch. 396, §§1, 4, 54 Stat. 462, 480.
 Oct. 9, 1940, ch. 780, title I, 54 Stat. 1030.
 1939—June 16, 1939, ch. 208, §§1, 4, 53 Stat. 822, 839.
 July 25, 1939, ch. 352, §2, 53 Stat. 1080.
 1938—May 17, 1938, ch. 236, §§1, 4, 52 Stat. 381, 398.
 June 25, 1938, ch. 681, 52 Stat. 1114.
 1937—May 18, 1937, ch. 223, 50 Stat. 169.
 1934—May 30, 1934, ch. 372, 48 Stat. 817.
 1933—Feb. 28, 1933, ch. 134, 47 Stat. 1350.
 1929—June 20, 1929, ch. 33, 46 Stat. 32.

In addition to these acts the following House Resolutions affected the salary of certain employees and were made permanent law by section 105 of act July 17, 1947, ch. 262, 61 Stat. 377: House Resolutions 628, 691, and 693 of the Seventy-ninth Congress and House Resolutions 42, 54, 74, 78, 96, 113, and 183 [which related to Office of Coordinator of Information of the House and which was repealed by Pub. L. 91-510, title III, §322, Oct. 26, 1970, 84 Stat. 1185] of the Eightieth Congress. House Resolutions 281 and 336 of the Eightieth Congress were made permanent law by act June 14, 1948, ch. 467, §105, 62 Stat. 437. House Resolutions No. 653 of the Eightieth Congress, and 6, 39, 45, 62, 84, 103, 172, and 188 of the 81st Congress were made permanent law by act June 22, 1949, ch. 235, §105, 63 Stat. 230.

LEGISLATIVE BRANCH APPROPRIATION ACTS

The following acts have provided for funds for the operation of Congress:

Nov. 19, 1995, Pub. L. 104-53, title I, 109 Stat. 514.
 July 22, 1994, Pub. L. 103-283, title I, 108 Stat. 1423.
 Aug. 11, 1993, Pub. L. 103-69, title I, 107 Stat. 692.
 Oct. 6, 1992, Pub. L. 102-392, title I, 106 Stat. 1703.
 Aug. 14, 1991, Pub. L. 102-90, title I, 105 Stat. 447.
 Nov. 5, 1990, Pub. L. 101-520, title I, 104 Stat. 2254.
 Nov. 21, 1989, Pub. L. 101-163, title I, 103 Stat. 1041.
 Oct. 1, 1988, Pub. L. 100-458, title I, 102 Stat. 2158.
 Dec. 22, 1987, Pub. L. 100-202, §101(i) [title I], 101 Stat. 1329-290.
 Oct. 18, 1986, Pub. L. 99-500, §101(j), 100 Stat. 1783-287, and Oct. 30, 1986, Pub. L. 99-591, §101(j), 100 Stat. 3341-287.
 Nov. 13, 1985, Pub. L. 99-151, title I, 99 Stat. 792.
 July 17, 1984, Pub. L. 98-367, title I, 98 Stat. 472.
 July 14, 1983, Pub. L. 98-51, title I, 97 Stat. 263.
 Oct. 2, 1982, Pub. L. 97-276, §101(e), 96 Stat. 1189.
 Oct. 1, 1981, Pub. L. 97-51, §101(c), 95 Stat. 959.
 Dec. 16, 1980, Pub. L. 96-536, §101(c), (d), 94 Stat. 3167.
 Oct. 1, 1980, Pub. L. 96-369, §101(c), (d), 94 Stat. 1352, 1353.
 Oct. 12, 1979, Pub. L. 96-86, §101(c), 93 Stat. 657.
 Sept. 30, 1978, Pub. L. 95-391, title I, 92 Stat. 763.
 Aug. 5, 1977, Pub. L. 95-94, title I, 91 Stat. 653.
 Oct. 1, 1976, Pub. L. 94-440, title I, 90 Stat. 1439.
 July 25, 1975, Pub. L. 94-59, title I, 89 Stat. 269.
 Aug. 13, 1974, Pub. L. 93-371, 88 Stat. 424.
 Nov. 1, 1973, Pub. L. 93-145, 87 Stat. 527.
 July 10, 1972, Pub. L. 92-342, 86 Stat. 432.
 July 9, 1971, Pub. L. 92-51, 85 Stat. 125.
 Aug. 18, 1970, Pub. L. 91-382, 84 Stat. 807.
 Dec. 12, 1969, Pub. L. 91-145, 83 Stat. 339.
 July 23, 1968, Pub. L. 90-417, 82 Stat. 398.
 July 28, 1967, Pub. L. 90-57, 81 Stat. 127.
 Aug. 27, 1966, Pub. L. 89-545, 80 Stat. 354.
 July 27, 1965, Pub. L. 89-90, 79 Stat. 265.
 Aug. 20, 1964, Pub. L. 88-454, 78 Stat. 535.
 Dec. 30, 1963, Pub. L. 88-248, 77 Stat. 803.
 Oct. 2, 1962, Pub. L. 87-730, 76 Stat. 680.
 Aug. 10, 1961, Pub. L. 87-130, 75 Stat. 320.
 July 12, 1960, Pub. L. 86-628, 74 Stat. 446.
 Aug. 21, 1959, Pub. L. 86-176, 73 Stat. 398.
 July 31, 1958, Pub. L. 85-570, 72 Stat. 439.
 July 1, 1957, Pub. L. 85-75, 71 Stat. 244.
 June 27, 1956, ch. 453, 70 Stat. 356.

Aug. 5, 1955, ch. 568, 69 Stat. 499.
 July 2, 1954, ch. 455, title I, 68 Stat. 396.
 Aug. 1, 1953, ch. 304, title I, 67 Stat. 318.
 July 9, 1952, ch. 598, 66 Stat. 464.
 Oct. 11, 1951, ch. 485, 65 Stat. 388.
 Sept. 6, 1950, ch. 896, Ch. II, 64 Stat. 595.
 June 22, 1949, ch. 235, 63 Stat. 216.

LIMITATION ON FUNDS AVAILABLE TO SENATE FOR FISCAL YEAR BEGINNING OCTOBER 1, 1980

Pub. L. 96-508, §10, Dec. 8, 1980, 94 Stat. 2749, provided that in the fiscal year beginning October 1, 1980, the aggregate amount of funds made available to the Senate shall not exceed 90 per centum of the aggregate amount of the funds made available for such purposes for the fiscal year beginning on October 1, 1979.

SENATE AND HOUSE COMMITTEE EMPLOYEES

Senate and House committee employees, formerly provided for by this section, are covered by section 72a of this title.

§ 60a-1. Senate pay adjustments; action by President pro tempore of Senate

(a) Each time the President adjusts the rates of pay of employees under section 5303 of title 5 the President pro tempore of the Senate shall, as he considers appropriate—

(1)(A) adjust the rates of pay of personnel whose pay is disbursed by the Secretary of the Senate, and any minimum or maximum rate applicable to any such personnel; or

(B) in the case of such personnel whose rates of pay are fixed by or pursuant to law at specific rates, adjust such rates (including the adjustment of such specific rates to maximum pay rates) and, in the case of all other personnel whose pay is disbursed by the Secretary of the Senate, adjust only the minimum or maximum rates applicable to such other personnel; and

(2) adjust any limitation or allowance applicable to such personnel;

by percentages which are equal or equivalent, insofar as practicable and with such exceptions as may be necessary to provide for appropriate pay relationships between positions, to the percentages of the adjustments made by the President under such section 5303 for corresponding rates of pay for employees subject to the General Schedule contained in section 5332 of such title and adjust the rates of such personnel by such amounts as necessary to restore the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions. Such rates, limitations, and allowances adjusted by the President pro tempore shall become effective on the first day of the month in which any adjustment becomes effective under such section 5303 or section 3(c) of this Act.

(b) The adjustments made by the President pro tempore shall be made in such manner as he considers advisable and shall have the force and effect of law.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) No rate of pay shall be adjusted under the provisions of this section to an amount in excess of the rate of basic pay for level III of the Executive Schedule contained in section 5314 of title 5,

except in cases in which it is necessary to restore and maintain the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions.

(e) For purposes of this section, the term “personnel” does not include any Senator.

(Pub. L. 91-656, § 4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-298, § 3(a), May 17, 1972, 86 Stat. 146; Pub. L. 92-392, § 14(a), Aug. 19, 1972, 86 Stat. 575; Pub. L. 94-82, title II, § 204(d), Aug. 9, 1975, 89 Stat. 422; Pub. L. 100-202, § 101(i) [title III, § 311(a), (b)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-310; Pub. L. 101-509, title V, § 529 [title I, § 101(b)(4)(E)], Nov. 5, 1990, 104 Stat. 1427, 1440.)

REFERENCES IN TEXT

Section 3(c) of this Act, referred to in subsec. (a), is section 3(c) of Pub. L. 91-656, which is set out as a note under section 5303 of Title 5, Government Organization and Employees.

AMENDMENTS

1990—Subsec. (a). Pub. L. 101-509 substituted “5303” for “5305” wherever appearing.

1987—Subsec. (a). Pub. L. 100-202, § 101(i) [title III, § 311(a)], inserted requirement that rates of personnel be adjusted by such amounts as necessary to restore same pay relationships that existed on Dec. 31, 1986, between personnel and Senators and between positions.

Subsec. (d). Pub. L. 100-202, § 101(i) [title III, § 311(b)], inserted exception for cases in which it is necessary to restore and maintain same pay relationships that existed on Dec. 31, 1986, between personnel and Senators and between positions.

1975—Subsec. (d). Pub. L. 94-82 substituted “level III” for “level V”, and “section 5314 of title 5” for “section 5316 of title 5.”

1972—Subsec. (a). Pub. L. 92-298 and Pub. L. 92-392 made identical amendments by substituting “first day of the month in which any adjustment becomes effective” for “first day of the first pay period which begins on or after the day on which any adjustment becomes effective” in last sentence.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-509 effective on such date as the President shall determine, but not earlier than 90 days, and not later than 180 days, after Nov. 5, 1990, see section 529 [title III, § 305] of Pub. L. 101-509, set out as a note under section 5301 of Title 5, Government Organization and Employees.

EFFECTIVE DATE OF 1987 AMENDMENT

Section 101(i) [title III, § 311(c)] of Pub. L. 100-202 provided that: “Notwithstanding any other provision of this Act [see Tables for classification] or any other provision of law, subsections (a) and (b) of this section [amending this section] shall be effective in the case of pay orders issued by the President pro tempore of the Senate on or after January 1, 1988.”

EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92-392 effective on first day of first applicable pay period beginning on or after 90th day after Aug. 19, 1972, see section 15(a) of Pub. L. 92-392, set out as an Effective Date note under section 5341 of Title 5, Government Organization and Employees.

ORDER OF THE PRESIDENT PRO TEMPORE OF THE UNITED STATES SENATE

DECEMBER 28, 1994

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 (2 U.S.C. 60a-1) in order—

(1) to provide (subject to the provisions of section 633 of the Treasury, Postal Service and General Government Appropriation Act, 1991 (5 U.S.C. 5303 note; Public Law 101-509; 104 Stat. 1481) and section 704 of the Ethics Reform Act of 1989 (5 U.S.C. 5318 note; Public Law 101-194) and the amendments made by such sections [amending section 31 of this title, section 104 of Title 3, The President, section 5318 of Title 5, Government Organization and Employees, and section 461 of Title 28, Judiciary and Judicial Procedure]) increases in the annual rates of compensation for officers and employees of the Senate that are comparable to the increases in rates of pay under the General Schedule taking effect on January 1, 1995, pursuant to section 5303 of title 5, United States Code, and section 630(a)(1) of the Treasury, Postal Service and General Government Appropriations Act, 1995 (Public Law 103-329; 108 Stat. 2424) [5 U.S.C. 5303 note], and

(2) to provide (subject to such provisions of law) for the restoration of, and to maintain in effect, the same pay relationships that existed on December 31, 1986, between personnel and Senators and between Senate positions,
it is hereby—
Ordered,

DEFINITION

SECTION 1. For purposes of this Order, the term “employee” includes an officer (other than a United States Senator).

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms and Doorkeeper, and the Legislative Counsel shall each be \$132,100.

(b) The annual rates of compensation of the Secretary for the Majority and the Secretary for the Minority shall each be \$131,534.

(c) The annual rates of compensation of the five Senior Counsels in the Office of the Legislative Counsel and the maximum annual rates of compensation for the Assistant Secretary of the Senate, the Parliamentarian, the Financial Clerk, the Assistant to the Majority Leader for Floor Operations, the Assistant to the Minority Leader for Floor Operations, the Chief of Staff for the Majority Leader, and the Chief of Staff for the Minority Leader shall each be \$130,915.

CHAPLAIN'S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain is equal to the annual rate of pay provided for level IV of the Executive Schedule under section 5315 of title 5, United States Code, except that such annual rate of compensation may not at any time exceed the rate equal to the difference between the annual rate of compensation for a position referred to in section 2(a) and \$11,713.

OFFICES OF SENATE

SEC. 4. (a) The following individuals are authorized to increase the annual rates of compensation of the employees specified, subject to applicable limitations adjusted by this Order:

(1) The Vice President, for any employee under his jurisdiction.

(2) The President pro tempore, for any employee under his jurisdiction.

(3) The Deputy President pro tempore, for any employee under his jurisdiction.

(4) The Majority Leader and the Minority Leader, for any employee under their respective jurisdictions (subject, in the case of the Assistant to the Majority Leader for Floor Operations, the Assistant to the Minority Leader for Floor Operations, the Chief of Staff for the Majority Leader, and the Chief of Staff for the Minority Leader, respectively, to the provisions of section 2(c) of this Order).

(5) The Majority Whip and the Minority Whip, for any employee under their respective jurisdictions.

(6) The Secretary of the Conference of the Majority and the Secretary of the Conference of the Minority, for any employee under their respective jurisdictions.

(7) The Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2(c) of this Order).

(8) The Sergeant at Arms and Doorkeeper, for any employee under his jurisdiction.

(9) The Chaplain, for any employee under his jurisdiction.

(10) The Legislative Counsel, subject to the approval of the President pro tempore, for any employee under his jurisdiction (other than the five Senior Counsels).

(11) The Senate Legal Counsel, for any employee under his jurisdiction (subject to the provisions of section 701(b) of the Ethics in Government Act of 1978 (2 U.S.C. 288(b))).

(12) The Secretary for the Majority and the Secretary for the Minority, for any employee under their respective jurisdictions.

(13) The Director of the Office of Senate Fair Employment Practices, for any employee under his jurisdiction.

(14) The Capitol Guide Board, for the Chief Guide, the Deputy Chief Guide, the Assistant Chief Guide, and the Guides of the Capitol Guide Service.

(b) Except for those officers and employees referred to in section 2 of this Order, no officer or employee within the Office of the Secretary of the Senate and no officer or employee within the Office of the Sergeant at Arms and Doorkeeper shall, for any period of time, be paid gross compensation at an annual rate which is in excess of the maximum prescribed in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) (as such rate is adjusted in section 7(b) of the Order of the President pro tempore of December 17, 1992).

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1) (as modified by this Order), and to the other provisions of this Order, the chairman of any standing, special, or select committee of the Senate (including the majority and minority policy committees and the conference majority and the conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate, are each authorized to increase the annual rate of compensation of any employee of the committee, or any subcommittee thereof, of which he is chairman, subject to applicable limitations adjusted by this Order.

(b) The maximum annual rates of “\$128,564”, “\$129,059”, and “\$130,915” referred to in section 105(e) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(e)) (as provided for in section 5(b) of the Order of the President pro tempore of December 17, 1992) shall remain unchanged.

SENATORS’ OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1), as modified by this Order, and to the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office, subject to applicable limitations adjusted by this Order.

(b) The table contained in section 105(d)(1) of such Act shall be deemed to read as follows:

“\$1,087,597 if the population of his State is less than 5,000,000;
 “\$1,131,836 if such population is 5,000,000 but less than 6,000,000;
 “\$1,176,076 if such population is 6,000,000 but less than 7,000,000;

“\$1,220,315 if such population is 7,000,000 but less than 8,000,000;

“\$1,264,555 if such population is 8,000,000 but less than 9,000,000;

“\$1,308,794 if such population is 9,000,000 but less than 10,000,000;

“\$1,353,034 if such population is 10,000,000 but less than 11,000,000;

“\$1,397,274 if such population is 11,000,000 but less than 12,000,000;

“\$1,441,513 if such population is 12,000,000 but less than 13,000,000;

“\$1,485,753 if such population is 13,000,000 but less than 14,000,000;

“\$1,529,993 if such population is 14,000,000 but less than 15,000,000;

“\$1,574,234 if such population is 15,000,000 but less than 16,000,000;

“\$1,618,473 if such population is 16,000,000 but less than 17,000,000;

“\$1,662,713 if such population is 17,000,000 but less than 18,000,000;

“\$1,691,015 if such population is 18,000,000 but less than 19,000,000;

“\$1,719,319 if such population is 19,000,000 but less than 20,000,000;

“\$1,747,622 if such population is 20,000,000 but less than 21,000,000;

“\$1,775,927 if such population is 21,000,000 but less than 22,000,000;

“\$1,804,231 if such population is 22,000,000 but less than 23,000,000;

“\$1,832,534 if such population is 23,000,000 but less than 24,000,000;

“\$1,860,836 if such population is 24,000,000 but less than 25,000,000;

“\$1,889,138 if such population is 25,000,000 but less than 26,000,000;

“\$1,917,444 if such population is 26,000,000 but less than 27,000,000;

“\$1,945,746 if such population is 27,000,000 but less than 28,000,000; and

“\$1,974,051 if such population is 28,000,000 or more.”.

(c) The figures “\$1,655” and “\$129,059” referred to in the second sentence of section 105(d)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(d)(2)) (as provided in section 6(c) of the Order of the President pro tempore of December 17, 1992) shall be deemed to be the figures “\$1,689” and “\$129,059”, respectively.

(d) The amount of the increase referred to under section 111(a) of the Legislative Branch Appropriation Act, 1978 (2 U.S.C. 61-1 note), as amended by section 1 of the Legislative Branch Appropriations Act, 1993 (Public Law 102-392; 106 Stat. 1706) shall be \$385,050.

GENERAL LIMITATION

SEC. 7. (a) The figure “\$1,655” referred to in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) (as provided in section 7(a) of the Order of the President pro tempore of December 17, 1992) shall be deemed to be the figure “\$1,689”.

(b) The maximum annual rate of compensation of “\$129,059” appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) (as provided for in section 7(b) of the Order of the President pro tempore of December 17, 1992) shall remain unchanged.

NOTIFYING DISBURSING OFFICE OF INCREASES

SEC. 8. In order for an employee to receive the increase in his annual rate of compensation pursuant to section 4, 5, or 6, the individual designated to authorize such increases for that employee shall notify the Disbursing Office of the Senate in writing that he authorizes such increase for that employee and the date (prescribed in accordance with section 105(a)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(a)(2))) on which such increase is to be effective. Such increase shall become effective as provided in sec-

tion 105(a)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(a)(2)), except that if the notice required by the preceding sentence is given within five days (not counting Saturdays, Sundays, or holidays) after the date on which this Order is issued, such increase may become effective on January 1, 1995.

DUAL COMPENSATION

SEC. 9. The figure "\$21,764" referred to in section 5533(c)(1) of title 5, United States Code (as provided in section 9 of the Order of the President pro tempore of December 17, 1992) shall be deemed to be the figure "\$22,200".

OFFICE OF THE SENATE LEGAL COUNSEL

SEC. 10. (a) The annual rate of compensation of the Senate Legal Counsel shall be \$132,100.

(b) The annual rate of compensation of the Deputy Senate Legal Counsel shall be \$130,800.

(c) The maximum annual rate of compensation of each Assistant Senate Legal Counsel may not at any time exceed the rate equal to the difference between the annual rate of compensation for a position referred to in section 2(a) and \$4,900.

EFFECTIVE DATE

SEC. 11. Sections 1 through 10 of this Order are effective January 1, 1995.

ROBERT C. BYRD,
President pro tempore.

Prior Orders of the President pro tempore of the Senate were issued on the following dates:

- Dec. 17, 1992, eff. Jan. 1, 1993.
- Dec. 18, 1991, eff. Jan. 1, 1992.
- Dec. 20, 1990, eff. Jan. 1, 1991.
- Dec. 21, 1989, eff. Jan. 1, 1990.
- Dec. 9, 1988, eff. Jan. 1, 1989.
- Jan. 4, 1988, eff. Jan. 1, 1988.
- Dec. 19, 1986, eff. Jan. 1, 1987.
- Jan. 4, 1985, eff. Jan. 1, 1985.
- Dec. 20, 1983, amended May 2, 1987, eff. Jan. 1, 1984.
- Oct. 1, 1982, eff. Oct. 1, 1982; Cong. Rec., vol. 128, pt. 20, p. 26968.
- Oct. 5, 1981, amended Dec. 15, 1981, eff. Jan. 1, 1981; Cong. Rec., vol. 127, pt. 19, p. 24991.
- Oct. 1, 1980, eff. Oct. 1, 1980; Cong. Rec., vol. 126, pt. 25, p. 34376.
- Oct. 13, 1979, eff. Oct. 1, 1979; Cong. Rec., vol. 125, pt. 22, p. 28404.
- Oct. 9, 1978, eff. Oct. 1, 1978; Cong. Rec., vol. 124, pt. 28, p. 37837.
- Sept. 29, 1977, eff. Oct. 1, 1977.
- Oct. 8, 1976, eff. Oct. 1, 1976; Cong. Rec., vol. 123, pt. 3, p. 3784.
- Oct. 2, 1975, eff. Oct. 1, 1975; Cong. Rec., vol. 121, pt. 27, p. 34398.
- Oct. 7, 1974, eff. Oct. 1, 1975; Cong. Rec., vol. 120, pt. 27, p. 36717.
- Oct. 4, 1973, eff. Oct. 1, 1973.
- Dec. 16, 1972, eff. Jan. 1, 1973; Cong. Rec., vol. 119, pt. 1, p. 674.
- Dec. 23, 1971, eff. Jan. 1, 1972; Cong. Rec., vol. 118, pt. 1, p. 235.
- Jan. 15, 1971, eff. Feb. 1, 1971; Cong. Rec., vol. 117, pt. 1, p. 770.
- Apr. 15, 1970, eff. Jan. 1, and May 1, 1970; Cong. Rec., vol. 116, pt. 9, p. 11860.
- June 17, 1969, eff. July 1, 1969; Cong. Rec., vol. 115, pt. 12, p. 16103.
- June 12, 1968, eff. July 1, 1968; Cong. Rec., vol. 114, pt. 13, p. 16890.

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1966

Pub. L. 89-504, title III, §302(g), (h), July 18, 1966, 80 Stat. 295, provided that:

"(g) Notwithstanding the provision referred to in subsection (h), the rates of gross compensation of the Sec-

retary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Chief Reporter of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, the Chief Clerk of the Senate, the Chaplain of the Senate, and the Postmaster and Assistant Postmaster of the Senate are hereby increased by 2.9 per centum.

"(h) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading 'SENATE' in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out '\$23,770' and inserting in lieu thereof '\$24,460'." [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1965

Pub. L. 89-301, §11(g), (h), Oct. 29, 1965, 79 Stat. 1121, provided that:

"(g) Notwithstanding the provision referred to in subsection (h), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Chief Reporter of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, the Chief Clerk of the Senate, the Chaplain of the Senate, and the Postmaster and Assistant Postmaster of the Senate are hereby increased by 3.6 per centum.

"(h) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading 'SENATE' in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out '\$22,945' and inserting in lieu thereof '\$23,770'." [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1964

Pub. L. 88-426, title II, §202(f), (g), Aug. 14, 1964, 78 Stat. 414, provided that:

"(f) Notwithstanding the provision referred to in subsection (g), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Official Reporters of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by an amount which is equal to the amount of the increase which would be provided by subsection (a) of this section [section 60e-11 of this title] in that gross rate determined without regard to the provisions referred to in subsection (g) of this section which is nearest in amount to the total annual compensation of such officer or employee.

"(g) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading 'SENATE' in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out '\$18,880' and inserting in lieu thereof '\$22,945'." [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1962

Pub. L. 87-793, §1005(c), (d), Oct. 11, 1962, 76 Stat. 867, provided that:

"(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of the elected officers of the Senate (except the Presiding Officer of the Senate), the Legislative Counsel of the Senate, the Official Reporters of Debates of the Senate, the

Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 7 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended to read as follows:

“‘No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$18,880 per annum, unless expressly authorized by law.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1960

Pub. L. 86-568, title I, §117(c), (d), July 1, 1960, 74 Stat. 303, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of each of the elected officers of the Senate (except the Presiding Officer of the Senate), the Parliamentarian of the Senate, the Legislative Counsel of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 7.5 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956 (69 Stat. 510; Public Law 242, Eighty-fourth Congress), is amended to read as follows:

“‘No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$17,525 per annum, unless expressly authorized by law.’” [Prior to this amendment “\$8,880” and “\$17,525” were, respectively, “\$8,880” and “\$16,300” per annum.] [The paragraph in the Legislative Appropriation Act, 1956, referred to above was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1958

Pub. L. 85-462, §4(c), (d), June 20, 1958, 72 Stat. 208, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of each of the elected officers of the Senate (except the presiding officer of the Senate), the Parliamentarian of the Senate, the Legislative Counsel of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 10 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956 (69 Stat. 510; Public Law 242, Eighty-fourth Congress), is amended to read as follows:

“‘No officer or employee, whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$16,300 per annum, unless expressly authorized by law.’” [Prior to this amendment “\$8,880” and “\$16,300” were, respectively, “\$8,820” and “\$14,800” per annum.] [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE AND HOUSE—1955

Act June 28, 1955, ch. 189, §4(c), 69 Stat. 176, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses), the Parliamentarian of the Senate, the Parliamentarian of the House of Representatives, the Legislative Counsel of the Senate, the Legislative Counsel of the House of Representatives, and the Coordinator of Information of the House of Representatives are hereby increased by 7.5 per centum.”

INCREASE IN COMPENSATION OF OFFICERS OF SENATE AND HOUSE—1951

Act Oct. 24, 1951, ch. 554, §2(e), 65 Stat. 614, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses), the Parliamentarian of the Senate, the Parliamentarian of the House of Representatives, the legislative counsel of the Senate, the legislative counsel of the House of Representatives, and the Coordinator of Information of the House of Representatives are hereby increased by 10 per centum, except that in no case shall any such rate be increased by less than \$300 per annum or by more than \$800 per annum.”

INCREASE IN COMPENSATION OF OFFICERS OF SENATE AND HOUSE—1949

Act Oct. 28, 1949, ch. 783, title I, §101(d), 63 Stat. 974, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses) are hereby increased by 5 per centum.”

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 60a-1a of this title.

§60a-1a. Rates of compensation paid by Secretary of Senate; applicability of Senate pay adjustments by President pro tempore of Senate

No provision of this Act or of any Act enacted after October 1, 1976, which specifies a rate of compensation (including a maximum rate) for any position or employee whose compensation is disbursed by the Secretary of the Senate shall, unless otherwise specifically provided therein, be construed to affect the applicability of section 60a-1 of this title to such rate.

(Pub. L. 94-440, title I, §107, Oct. 1, 1976, 90 Stat. 1444.)

REFERENCES IN TEXT

This Act, referred to in text, means the Legislative Branch Appropriation Act, 1977, Pub. L. 94-440, Oct. 1, 1976, 90 Stat. 1439, as amended. For complete classification of this Act to the Code, see Tables.

§60a-1b. Senate pay adjustments; action by President pro tempore of Senate

(a) Whenever, after November 5, 1990, there is an adjustment in rates of pay for Senators (other than an adjustment which occurs by virtue of an adjustment under section 5303 of title 5 in rates of pay under the General Schedule), the President pro tempore of the Senate may, notwithstanding any other provision of law, rule, or regulation, adjust the rate of pay (and any minimum or maximum rate, limitation, or allowance) applicable to personnel whose pay is disbursed by the Secretary of the Senate to the

extent necessary to maintain the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions.

(b) Adjustments made by the President pro tempore under this section shall be made in such manner as he considers advisable and shall have the force and effect of law.

(Pub. L. 101-520, title III, §315, Nov. 5, 1990, 104 Stat. 2283; Pub. L. 102-90, title III, §308, Aug. 14, 1991, 105 Stat. 466.)

REFERENCES IN TEXT

The General Schedule, referred to in subsec. (a), is set out under section 5332 of Title 5, Government Organization and Employees.

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1991.

AMENDMENTS

1991—Subsec. (a), Pub. L. 102-90 substituted “5303” for “5305”.

§ 60a-2. House of Representatives pay adjustments; action by Clerk of House

(a) Whenever an adjustment under section 5303 of title 5 becomes effective with respect to rates of pay under the General Schedule, the Clerk of the House of Representatives, in such manner as he considers advisable—

(1) effective on the first day of the month in which such pay adjustment by the President is made effective as described above, shall adjust—

(A) each minimum and maximum rate of pay applicable to any employee or class of employees whose pay is disbursed by the Clerk of the House (other than a maximum rate equal to or greater than the maximum rate then currently being paid under the General Schedule of section 5332 of title 5 as a result of such adjustment); and

(B) each monetary limitation on or monetary allowance for pay applicable to any such employee or class of employees, including but not limited to—

(i) the clerk hire allowance for each Member of the House of Representatives and the Resident Commissioner from Puerto Rico; and

(ii) the allowances for additional office personnel in the offices of the Speaker, the majority leader, the minority leader, the majority whip, and the minority whip, of the House of Representatives;

by an amount rounded to the nearest \$100 and computed on the basis of a percentage equal or equivalent, insofar as practicable and with such variations as the Clerk considers appropriate, to the percentage of the adjustment under such section 5303;

(2) shall determine, with respect to the employees and classes of employees within the purview of this section whose pay is disbursed by the Clerk, the respective amounts of pay adjustments which are equal or equivalent, insofar as practicable and with such exceptions and modifications as may be necessary to provide for appropriate pay relationships between

positions, to corresponding increases in pay, as determined by the Clerk, made by the pay adjustment by the President; and

(3) shall transmit to the appropriate pay-fixing authority concerned in the House of Representatives a copy of his determinations with respect to the pay of those employees whose pay is fixed and adjusted by that authority.

(b) After consideration of the pay determinations transmitted by the Clerk of the House, the pay-fixing authority concerned may adjust, notwithstanding the provisions contained in sections 1341, 1342, and 1349-1351 and subchapter II of chapter 15 of title 31, the rates of pay concerned in such manner as that authority considers appropriate.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) This section shall not be deemed to authorize any adjustment in the rates of pay of employees whose rates of pay are disbursed by the Clerk of the House of Representatives and are fixed and adjusted from time to time as nearly as is consistent with the public interest in accordance with prevailing rates or practices, including employees subject to the House Wage Schedule.

(e) No rate of pay shall be adjusted under this section to an amount in excess of the rate of basic pay of level V of the Executive Schedule contained in section 5316 of title 5.

(Pub. L. 91-656, §5, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-298, §3(b), May 17, 1972, 86 Stat. 146; Pub. L. 92-392, §14(b), Aug. 19, 1972, 86 Stat. 575; Pub. L. 101-509, title V, §529 [title I, §101(b)(4)(F), (10)], Nov. 5, 1990, 104 Stat. 1427, 1440, 1442; Pub. L. 102-378, §5(b), Oct. 2, 1992, 106 Stat. 1358.)

CODIFICATION

In subsec. (b), “sections 1341, 1342, and 1349-1351 and subchapter II of chapter 15 of title 31” substituted for “section 665 of title 31, United States Code” on authority of Pub. L. 97-258, §4(b), Sept. 13, 1982, 96 Stat. 1067, the first section of which enacted Title 31, Money and Finance.

AMENDMENTS

1992—Subsec. (a), Pub. L. 102-378 inserted “of title 5” after “section 5303”.

1990—Subsec. (a), Pub. L. 101-509, §529 [title I, §101(b)(4)(F)(i)], substituted “(a) Whenever an adjustment under section 5303 becomes effective with respect to rates of pay under the General Schedule,” for “(a) Whenever a pay adjustment by the President under section 5305 of title 5 is made effective pursuant to subsection (a)(2), or subsections (c) to (m), inclusive, as the case may be, of such section 5305, or section 3(c) of this Act, then”.

Subsec. (a)(1), Pub. L. 101-509, §529 [title I, §101(b)(10)], made technical correction to Pub. L. 92-298 and Pub. L. 92-392, see 1972 Amendment note below.

Pub. L. 101-509, §529 [title I, §101(b)(4)(F)(iii)], in closing provisions, substituted “adjustment under such section 5303;” for “pay adjustment made by the President;”.

Subsec. (a)(1)(A), Pub. L. 101-509, §529 [title I, §101(b)(4)(F)(ii)], substituted “adjustment)” for “pay adjustment by the President)”.

1972—Subsec. (a)(1), Pub. L. 92-298 and Pub. L. 92-392, as amended by Pub. L. 101-509, §529 [title I, §101(b)(10)], made identical substitutions in introductory provisions of “effective on the first day of the month in which such pay adjustments by the President” for “effective

at the beginning of the first pay period commencing on or after the day on which such pay adjustment by the President”.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-509 effective on such date as the President shall determine, but not earlier than 90 days, and not later than 180 days, after Nov. 5, 1990, see section 529 [title III, §305] of Pub. L. 101-509, set out as a note under section 5301 of Title 5, Government Organization and Employees.

EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92-392 effective on first day of first applicable pay period beginning on or after 90th day after Aug. 19, 1972, see section 15(a) of Pub. L. 92-392, set out as an Effective Date note under section 5341 of Title 5, Government Organization and Employees.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

DIRECTIVE OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES IMPLEMENTING THE SALARY COMPARABILITY POLICY IN 1969 FOR OFFICERS AND EMPLOYEES OF THE HOUSE OF REPRESENTATIVES REQUIRED BY SECTION 212 OF THE FEDERAL SALARY ACT OF 1967 [5 U.S.C. 5304 NOTE]

Salary Directives of the Speaker of the House of Representatives were issued on the following dates:

June 17, 1969, increases eff. July 1, 1969, Cong. Rec., vol. 115, pt. 12, p. 16196.

June 11, 1968, increases eff. July 1, 1968, Cong. Rec., vol. 114, pt. 13, p. 16717.

INCREASES IN COMPENSATION

The following acts provided increases in compensation for elected officers and certain employees of the House of Representatives:

June 20, 1958, Pub. L. 85-462, §4(k), (l), 72 Stat. 209.

June 28, 1955, ch. 189, §4(c), 69 Stat. 176.

Oct. 24, 1951, ch. 554, §2(e), 65 Stat. 614.

Oct. 28, 1949, ch. 783, title I, §101(d), 63 Stat. 974.

CROSS REFERENCES

Authority of Committee on House Oversight of House of Representatives to combine House Clerk Hire Allowance into Members' Representational Allowance, see section 57b of this title.

§ 60a-2a. Rates of compensation disbursed by Clerk of House; adjustments by Speaker; “Member of the House of Representatives” defined

(1) Notwithstanding any other provision of this Act, or any other provision of law, rule, or regulation, on and after December 22, 1987, each time the President pro tempore of the Senate exercises any authority pursuant to any of the amendments made by this section with respect to rates of pay or any other matter relating to personnel whose pay is disbursed by the Secretary of the Senate, or whenever any of the events described in paragraph (2) occurs, the Speaker of the House of Representatives may adjust the rates of pay (and any minimum or maximum rate, limitation, or allowance) applicable to personnel whose pay is disbursed by the

Clerk of the House of Representatives to the extent necessary to ensure—

(A) appropriate pay levels and relationships between and among positions held by personnel of the House of Representatives; and

(B) appropriate pay relationships between—

(i) positions referred to in subparagraph (A); and

(ii)(I) positions under subparagraphs (A) through (D) of section 356 of this title;

(II) positions held by personnel whose pay is disbursed by the Secretary of the Senate; and

(III) positions to which the General Schedule applies.

(2) The other events permitting an exercise of authority under this section are either—

(A) an adjustment under section 5303 of title 5 in rates of pay under the General Schedule; or

(B) an adjustment in rates of pay for Members of the House of Representatives (other than an adjustment which occurs by virtue of an adjustment described in subparagraph (A)).

(3) For the purpose of this section, the term “Member of the House of Representatives” means a Member of the House of Representatives, a Delegate to the House of Representatives, and the Resident Commissioner from Puerto Rico.

(Pub. L. 100-202, §101(i) [title III, §311(d)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-310; Pub. L. 101-520, title III, §308, Nov. 5, 1990, 104 Stat. 2277; Pub. L. 102-90, title III, §308, Aug. 14, 1991, 105 Stat. 466.)

REFERENCES IN TEXT

This Act, referred to in par. (1), probably means the Legislative Branch Appropriations Act, 1988, Pub. L. 100-202, §101(i), Dec. 22, 1987, 101 Stat. 1329-290. For complete classification of this Act to the Code, see Tables.

The amendments made by this section, referred to in par. (1), means the amendments made by section 101(i) [title III, §311] of Pub. L. 100-202, Dec. 22, 1987, 101 Stat. 1329-290, 1329-310, which enacted this section, amended section 60a-1 of this title, and enacted provisions set out as a note under section 60a-1 of this title.

The General Schedule, referred to in pars. (1)(B)(i)(III) and (2)(A), is set out under section 5332 of Title 5, Government Organization and Employees.

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1988, which is title I of the Legislative Branch Appropriations Act, 1988.

AMENDMENTS

1991—Par. (2)(A). Pub. L. 102-90 substituted “5303” for “5305”.

1990—Pub. L. 101-520 designated existing provisions as par. (1), inserted “or whenever any of the events described in par. (2) occurs,” after “Secretary of the Senate,” substituted “may adjust the rates of pay (and any minimum or maximum rate, limitation, or allowance) applicable to personnel whose pay is disbursed by the Clerk of the House of Representatives to the extent necessary to ensure—” and subpars. (A) and (B) for “may, with respect to personnel whose pay is disbursed by the Clerk of the House of Representatives, exercise the same authority to the extent necessary to ensure parity of treatment between personnel of the respective Houses of Congress having comparable duties and responsibilities.”, and added pars. (2) and (3).

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

ORDER OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

JANUARY 17, 1995

Pursuant to the authority vested in the Speaker by section 311(d) of the Legislative Branch Appropriations Act, 1988 (2 U.S.C. 60a-2a), it is hereby—

Ordered,

DEFINITION

SECTION 1. As used in this Order, the term “employee” includes an Officer of the House (other than a Member of the House of Representatives).

PAY FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rate of pay for the Chief Administrative Officer, Clerk, Sergeant-at-Arms, Director of Postal Operations, Director of House Information Systems, Chaplain, Parliamentarian, Legislative Counsel, Law Revision Counsel, General Counsel to the House, and Inspector General is \$122,932.

(b) The annual rate of pay for the Deputy General Counsel and Solicitor to the House is \$120,000.

(c) The annual rate of pay for the Deputy Chief Administrative Officer, Deputy Sergeant-at-Arms, Deputy Clerk, and Deputy Director of House Information Systems is \$116,251.

PAY FOR CERTAIN OTHER POSITIONS

SEC. 3. (a) Subject to subsection (b), annual rates of pay may be established—

(1) by the Speaker, for employees under the jurisdiction of the Speaker;

(2) by the majority and minority leaders, for employees under their respective jurisdictions, including with respect to the majority leader, the Republican employee referred to in House Resolution 625, 89th Congress, as enacted into permanent law by section 103 of the Legislative Branch Appropriation Act, 1967 (80 Stat. 369);

(3) by the majority and minority whips, for employees under their respective jurisdictions;

(4) by the chief deputy majority and minority whips, for employees under their respective jurisdictions;

(5) by the Chairman of the Republican Steering Committee and the Chairman of the Republican Conference, for employees under their respective jurisdictions, other than the Republican employee referred to in paragraph (2);

(6) by the Chairman of the Democratic Steering and Policy Committee and the Chairman of the Democratic Caucus, for employees under their respective jurisdictions;

(7) by the Parliamentarian, for any employee under the jurisdiction of the Parliamentarian (subject to the approval of the Speaker);

(8) by the Legislative Counsel, for any employee under the jurisdiction of the Legislative Counsel (subject to the approval of the Speaker); and

(9) by the Law Revision Counsel, for any employee under the jurisdiction of the Law Revision Counsel (subject to the approval of the Speaker).

(b)(1) The annual rate of pay under subsection (a) may not exceed \$122,932 for—

(A) any employee whose maximum annual rate of pay was established by section 3(a) of the Order of the Speaker dated January 20, 1988, for the period to which that Order applied;

(B) any employee whose annual rate of pay, but for section 311(d) of the Legislative Branch Appropriations Act, 1988 (2 U.S.C. 60a-2a), would be subject, by law, rule, or regulation, to a maximum equal to the rate payable for level III or IV of the Executive Schedule;

(C) any employee in a position referred to in House Resolution 625, 89th Congress, as enacted into permanent law by section 103 of the Legislative Branch Appropriation Act, 1967 (80 Stat. 369), section 1 of House Resolution 119, 95th Congress, as enacted into permanent law by section 115 of the Legislative Branch Appropriation Act, 1978 (2 U.S.C. 74c), 82 Stat. 413, or 77 Stat. 817;

(D) any of 3 employees of the Office of Floor Assistants under section 223(b) of House Resolution 6, 104th Congress; or

(E) any of the 3 employees under the second sentence of House Resolution 7, 104th Congress.

(2) The annual rate of pay under subsection (a) may not exceed \$108,234 for—

(A) any employee whose maximum annual rate of pay was established by section 3(b) of the Order of the Speaker dated January 20, 1988, for the period to which that Order applied; or

(B) any employee whose annual rate of pay, but for section 311(d) of the Legislative Branch Appropriations Act, 1988 (2 U.S.C. 60a-2a), would be subject, by law, rule, or regulation, to a maximum equal to the rate payable for level V of the Executive Schedule.

PAY FOR EMPLOYEES OF COMMITTEES AND MEMBERS

SEC. 4. (a) Subject to subsection (b), annual rates of pay may be established—

(1) by the chairman of a standing, special, or select committee of the House or of a joint committee of Congress, if applicable, for employees of the committee; and

(2) by each Member of the House, for employees in the office of the Member.

(b)(1) Except as provided in paragraphs (2) and (3), the annual rate of pay under subsection (a) may not exceed \$108,234.

(2) Under subsection (a)(1), each chairman may establish a maximum rate of \$122,932 for 3 employees, with one such employee to be designated by the ranking minority party member of the committee.

(3) Under subsection (a)(1), each chairman may establish a maximum rate of \$116,251 for 9 employees, 10 employees in the case of the Committee on International Relations and 24 employees in the case of the Committee on Appropriations, with 3 such employees to be designated by the ranking minority party member, other than in the case of the Committee on Appropriations, in which case 7 such employees shall be designated by the ranking minority party member.

MISCELLANEOUS PAY PROVISIONS

SEC. 5. (a) The Chief Administrative Officer may establish annual rates of pay for 2 employees under the jurisdiction of the Chief Administrative Officer, including the Chief of the Finance Office, at a maximum rate of \$108,234 (subject to the approval of the Speaker).

(b) The Clerk may establish annual rates of pay for 3 employees under the jurisdiction of the Clerk at a maximum rate of \$108,234 (subject to the approval of the Speaker).

(c) The Sergeant-at-Arms may establish annual rates of pay for 2 employees under the jurisdiction of the Sergeant-at-Arms, including the General Counsel to the Capitol Police Board, at a maximum rate of \$108,234 (subject to the approval of the Speaker) and 3 employees at a maximum rate equal to 75 percent of that rate (subject to the approval of the Speaker).

(d) The Speaker may, at any time, adjust the number of positions under subsections (a) through (c) and the rates of pay for those positions to accommodate the transfer of responsibilities to the Chief Administrative Officer.

GENERAL LIMITATION

SEC. 6. The maximum annual rate of pay is \$108,234 for any employee whose pay is disbursed by the Clerk of the House and is not otherwise provided for in this Order or otherwise limited by law, rule or regulation.

SHARED EMPLOYEES

SEC. 7. An employee who, under applicable rules and regulations, is paid from funds from 2 or more House sources, may receive pay totaling the highest limitation applicable to any of the positions the employee occupies. This section does not provide additional funds to any office and does not increase the number of employees who may be paid at levels higher than the limitation under section 6.

EFFECTIVE DATE

SEC. 8. The provisions of this Order shall take effect on January 4, 1995.

NEWT GINGRICH,
Speaker.

Prior Orders of the Speaker of the House of Representatives were issued on the following dates:

May 11, 1993, eff. May 1, 1993.
Feb. 27, 1992, eff. Jan. 1, 1992.
Jan. 28, 1991, eff. Jan. 1, 1991.
Feb. 8, 1990, eff. Feb. 1, 1990.
Jan. 20, 1988, eff. Jan. 1, 1988.

§§ 60b, 60c. Omitted

CODIFICATION

Section 60b, acts June 20, 1929, ch. 33, §2, 46 Stat. 38; July 25, 1939, ch. 352, §3, 53 Stat. 1080, which provided that clerk hire should be at rate of \$6,500 per annum and limited individual salaries to \$3,900 per annum, was superseded by former section 60g of this title. See section 332 of this title.

Section 60c, R.S. §55, related to payment of salaries of chaplains.

§ 60c-1. Vice President, Senators, officers, and employees paid by Secretary of Senate; payment of salary; advance payment

The compensation of the Vice President, Senators, and officers and employees, whose compensation is disbursed by the Secretary of the Senate, shall be payable on the fifth day of the month following the month in which such compensation accrued, except that—

(1) Repealed. Pub. L. 97-51, §111(a)(1), Oct. 1, 1981, 95 Stat. 962;

(2) when such fifth or twentieth day falls on Saturday, Sunday, or on a legal holiday (including any holiday on which the banks of the District of Columbia are closed pursuant to law) such compensation shall be payable on the next preceding workday; and

(3) any part of such compensation accrued for any month may, in the discretion of the Secretary of the Senate, be paid prior to the day specified in the preceding provisions of this section.

For purposes of title 26 and for accounting and reporting purposes, disbursements made in accordance with this section on the fifth day of a month, or on the next preceding workday if such fifth day falls on Saturday, Sunday, or a legal holiday, shall be considered to have been made on the last day of the preceding month.

(Pub. L. 86-426, §1, Apr. 20, 1960, 74 Stat. 53; Pub. L. 92-136, §6, Oct. 11, 1971, 85 Stat. 378; Pub. L.

96-38, title I, §108(a), July 25, 1979, 93 Stat. 113; Pub. L. 97-51, §§111(a), 112(a), Oct. 1, 1981, 95 Stat. 962; Pub. L. 97-257, title I, §105(a), Sept. 10, 1982, 96 Stat. 849; Pub. L. 99-514, §2, Oct. 22, 1986, 100 Stat. 2095.)

AMENDMENTS

1986—Pub. L. 99-514 substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

1982—Pub. L. 97-257 inserted reference to the Vice President.

1981—Pub. L. 97-51 substituted “Senators and officers and employees” for “officers (other than Senators) and employees”, struck out cl. (1) which provided that all compensation for the month of December be payable on the twentieth of December, inserted “purposes of title 26 and for” after “For” in second sentence, and struck out provisions that, in cases in which officers or employees of the Senate died during the month of December and the full compensation of that officer or employee for that month had been disbursed by the Secretary of the Senate before the Secretary received notice of the death, no recovery could be made of any portion of the compensation so disbursed.

1979—Pub. L. 96-38 provided that, in cases in which officers or employees of the Senate die during the month of December and the full compensation of that officer or employee for that month has been disbursed by the Secretary of the Senate before the Secretary receives notice of the death, no recovery shall be made of any portion of the compensation so disbursed.

1971—Cl. (2). Pub. L. 92-136 inserted “(including any holiday on which the banks of the District of Columbia are closed pursuant to law)” after “holiday”.

EFFECTIVE DATE OF 1982 AMENDMENT

Section 105(c) of Pub. L. 97-257 provided that: “Amendments and repeals made by the preceding provisions of this section [amending this section and section 104 of Title 3, The President] shall be effective in the case of compensation payable for months after December 1981.”

EFFECTIVE DATE OF 1981 AMENDMENT

Section 111(b) of Pub. L. 97-51 provided that: “The amendments made by subsection (a) [amending this section] shall be effective in the case of compensation payable for months after December 1982.”

Amendment by section 112(a) of Pub. L. 97-51 effective in the case of compensation payable for months after December 1981, see section 112(e) of Pub. L. 97-51, set out as an Effective Date of 1981 Amendment note under section 33 of this title.

EFFECTIVE DATE OF 1979 AMENDMENT

Section 108(b) of Pub. L. 96-38 provided that: “The amendment made by subsection (a) [amending this section] shall take effect on October 1, 1978.”

EFFECTIVE DATE OF 1971 AMENDMENT

Section 9(b) of Pub. L. 92-136 provided that: “Sections 4 and 6 of this Act [enacting section 60c-2 of this title and amending this section] shall become effective as of July 1, 1971.”

EFFECTIVE DATE

Section 3 of Pub. L. 86-426 provided that: “This joint resolution [enacting this section and amending sections 60d to 60e-1 of this title] shall be effective with respect to compensation accruing on or after the first day of the month following the month in which it is enacted [Apr. 1, 1960].”

§ 60c-2. Repealed. Pub. L. 97-258, §5(b), Sept. 13, 1982, 96 Stat. 1068

Section, Pub. L. 92-136, §4, Oct. 11, 1971, 85 Stat. 377, authorized and directed Secretary of Senate, if re-

requested by an individual paid by Secretary, to pay compensation by sending a check to a financial organization designated by the individual. See section 3332 of Title 31, Money and Finance.

§ 60c-2a. Banking and financial transactions of Secretary of Senate

(a) Reimbursement of banks for costs of clearing items for Senate

The Secretary of the Senate is authorized to reimburse any bank which clears items for the United States Senate for the costs incurred therein. Such reimbursements shall be made from the contingent fund of the Senate.

(b) Check cashing regulations for Disbursing Office of Senate

The Secretary of the Senate is authorized to prescribe such regulations as he deems necessary to govern the cashing of personal checks by the Disbursing Office of the Senate.

(c) Amounts withheld from disbursements for employee indebtedness

Whenever an employee whose compensation is disbursed by the Secretary of the Senate becomes indebted to the Senate and such employee fails to pay such indebtedness, the Secretary of the Senate is authorized to withhold the amount of the indebtedness from any amount which is disbursed by him and which is due to, or on behalf of, such employee. Whenever an amount is withheld under this section, the appropriate account shall be credited in an amount equal to the amount so withheld.

(Pub. L. 94-440, title I, § 104, Oct. 1, 1976, 90 Stat. 1443.)

§ 60c-3. Withholding and remittance of State income tax by Secretary of Senate

(a) Agreement by Secretary with appropriate State official; covered individuals

Whenever—

(1) the law of any State provides for the collection of an income tax by imposing upon employers generally the duty of withholding sums from the compensation of employees and remitting such sums to the authorities of such State; and

(2) such duty to withhold is imposed generally with respect to the compensation of employees who are residents of such State;

then the Secretary of the Senate is authorized, in accordance with the provisions of this section to enter into an agreement with the appropriate official of that State to provide for the withholding and remittance of sums for individuals—

(A) whose pay is disbursed by the Secretary; and

(B) who request the Secretary to make such withholdings for remittance to that State.

(b) Number of remittances authorized

Any agreement entered into under subsection (a) of this section shall not require the Secretary to remit such sums more often than once each calendar quarter.

(c) Requests by individuals of Secretary for withholding and remittance; amount of withholding; number and effective date of requests; change of designated State; revocation of request; rules and regulations

(1) An individual whose pay is disbursed by the Secretary may request the Secretary to withhold sums from his pay for remittance to the appropriate authorities of the State that he designates. Amounts of withholdings shall be made in accordance with those provisions of the law of that State which apply generally to withholding by employers.

(2) An individual may have in effect at any time only one request for withholdings, and he may not have more than two such requests in effect with respect to different States during any one calendar year. The request for withholdings is effective on the first day of the first month commencing after the day on which the request is received in the Disbursing Office of the Senate, except that—

(A) when the Secretary first enters into an agreement with a State, a request for withholdings shall be effective on such date as the Secretary may determine; and

(B) when an individual first receives an appointment, the request shall be effective on the day of appointment, if the individual makes the request at the time of appointment.

(3) An individual may change the State designated by him for the purposes of having withholdings made and request that the withholdings be remitted in accordance with such change, and he may also revoke his request for withholdings. Any change in the State designated or revocation is effective on the first day of the first month commencing after the day on which the request for change or the revocation is received in the Disbursing Office.

(4) The Secretary is authorized to issue rules and regulations he considers appropriate in carrying out this subsection.

(d) Time or times of agreements by Secretary

The Secretary may enter into agreements under subsection (a) of this section at such time or times as he considers appropriate.

(e) Provisions as not imposing duty, burden, requirement or penalty on United States, Senate, or any officer or employee of United States; effect of filing paper, form, or document with Secretary

This section imposes no duty, burden, or requirement upon the United States, the Senate, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the Senate, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, or document filed with the Secretary under this section is a paper of the Senate within the provisions of rule XXX of the Standing Rules of the Senate.

(f) "State" defined

For the purposes of this section, "State" means any of the States of the United States and the District of Columbia.

(Pub. L. 93-371, § 2, Aug. 13, 1974, 88 Stat. 427.)

REFERENCES IN TEXT

The Standing Rules of the Senate, referred to in subsec. (e), were revised generally in 1979. Provisions relating to withdrawal of papers from the files of the Senate which were formerly contained in Rule XXX of the Standing Rules of the Senate are contained in Rule XI of the Standing Rules of the Senate.

CROSS REFERENCES

Withholding of District of Columbia and State income taxes by Clerk and Sergeant at Arms of House, see section 60e-1a of this title.

Withholding of District of Columbia and State income taxes generally, see sections 5516 and 5517 of Title 5, Government Organization and Employees.

Withholding of State income taxes by Architect of Capitol, see section 166b-5 of Title 40, Public Buildings, Property, and Works.

§ 60c-4. Withholding of charitable contributions from salaries paid by Secretary of Senate and from employees of Architect of Capitol

(a) Definitions

For purposes of this section, the term—

(1) “Secretary” means the Secretary of the Senate; and

(2) “Architect” means the Architect of the Capitol.

(b) Notice; deduction and transmission

(1) The Secretary and the Architect shall notify individuals whose pay is disbursed by the Secretary or who are employees of the Architect, including employees of the Botanic Garden or the Senate Restaurants of the opportunity to have amounts withheld from their pay pursuant to this section for contribution to national voluntary health and welfare agencies designated by the Director of the Office of Personnel Management pursuant to Executive Order 10927, dated March 18, 1961.

(2) Upon request by such an individual specifying the amount to be withheld and one Combined Federal Campaign Center in the Washington metropolitan area to receive such amount, the Secretary, the Architect, or any other officer who disburses the pay of such individual, as the case may be, shall—

(A) withhold such amount from the pay of such individual; and

(B) transmit (not less than once each calendar quarter) the amount so withheld to the Combined Federal Campaign Center as specified in such request.

(c) Time of withholding and transmission

The Secretary and the Architect shall, to the extent practicable, carry out subsection (b) of this section at or about the time of the Combined Federal Campaign and other fundraising in the executive branch of the Federal Government conducted pursuant to Executive Order 10927, dated March 18, 1961, and at such other times as each such officer deems appropriate.

(d) Amount

(1) No amount shall be withheld under subsection (b) of this section from the pay of any individual for any pay period if the amount of such pay for such period is less than the sum of—

(A) the amount specified to be withheld from such pay under subsection (b) of this section for such period; plus

(B) the amount of all other withholdings from such pay for such period.

(2) No amount may be specified by an individual to be withheld for any pay period under subsection (b) of this section which is less than—

(A) 50 cents, if the pay period of such individual is biweekly or semimonthly; or

(B) \$1, if the pay period of such individual is monthly.

(e) Provisions as not imposing duty, burden, requirement or penalty on United States, Senate, or any officer or employee of United States; effect of filing paper

This section imposes no duty, burden, or requirement upon the United States, the Senate, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the Senate, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, document, or any other item filed with the Secretary under this section is a paper of the Senate within the provisions of rule XXX of the Standing Rules of the Senate.

(f) Rules and regulations

The Secretary and the Architect are authorized to issue rules and regulations they consider appropriate in carrying out their duties under this section.

(Pub. L. 95-470, Oct. 17, 1978, 92 Stat. 1323; 1978 Reorg. Plan No. 2, §102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

REFERENCES IN TEXT

Executive Order 10927, dated March 18, 1961, referred to in subsecs. (b)(1) and (c), was revoked by, and is covered by, Ex. Ord. No. 12353, Mar. 23, 1982, 47 F.R. 12785.

The Standing Rules of the Senate, referred to in subsec. (e), were revised generally in 1979. Provisions relating to withdrawal of papers from the files of the Senate which were formerly contained in Rule XXX of the Standing Rules of the Senate are contained in Rule XI of the Standing Rules of the Senate.

TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted for “Chairman of the Civil Service Commission” in subsec. (b)(1) pursuant to Reorg. Plan No. 2 of 1978, §102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred functions vested by statute in United States Civil Service Commission and Chairman thereof to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

§ 60d. Officers and employees paid by Clerk of House; payment of December salary

The Clerk of the House of Representatives is authorized and directed to pay to the officers and employees of the House of Representatives, including the Capitol Police and Office of Legislative Counsel, and employees paid on vouchers

under authority of resolutions, their respective salaries for the month of December on the 20th day of that month, each year, except when the 20th of the month falls on Sunday, in which case the said salaries shall be paid on the 19th of December.

(May 21, 1937, ch. 236, §1, 50 Stat. 199; Apr. 20, 1960, Pub. L. 86-426, §2(a), 74 Stat. 53.)

AMENDMENTS

1960—Pub. L. 86-426 struck out provisions which related to officers and employees of the Senate. See section 60c-1 of this title.

EFFECTIVE DATE OF 1960 AMENDMENT

Amendment by Pub. L. 86-426 effective with respect to compensation accruing on or after first day of month following April 1960, see section 3 of Pub. L. 86-426, set out as an Effective Date note under section 60c-1 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 60e. Payment of salary for months other than December by Clerk of House to officers and employees

The Clerk of the House of Representatives is authorized and directed to pay to the officers and employees of the House of Representatives, including the Capitol Police and Office of Legislative Counsel, and employees paid on voucher under authority of resolutions, their respective salaries on the first workday preceding the last day of any month (except the month of December) when the last day of such month falls on a Sunday or a legal holiday.

(May 21, 1937, ch. 236, §2, as added June 2, 1939, ch. 171, 53 Stat. 802; amended Apr. 20, 1960, Pub. L. 86-426, §2(b), 74 Stat. 54.)

AMENDMENTS

1960—Pub. L. 86-426 struck out provisions which related to officers and employees of the Senate. See section 60c-1 of this title.

EFFECTIVE DATE OF 1960 AMENDMENT

Amendment by Pub. L. 86-426 effective with respect to compensation accruing on or after first day of month following April 1960, see section 3 of Pub. L. 86-426, set out as an Effective Date note under section 60c-1 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 60e-1. Payment of salaries in or under House when payday falls on Saturday

Whenever the usual day for paying salaries in or under the House of Representatives falls on

Saturday, such salaries may be paid on the preceding workday.

(Dec. 28, 1945, ch. 589, title I, 59 Stat. 633; Apr. 20, 1960, Pub. L. 86-426, §2(c), 74 Stat. 54.)

AMENDMENTS

1960—Pub. L. 86-426 struck out provisions which related to payment of salaries in Senate. See section 60c-1 of this title.

EFFECTIVE DATE OF 1960 AMENDMENT

Amendment by Pub. L. 86-426 effective with respect to compensation accruing on or after first day of month following April 1960, see section 3 of Pub. L. 86-426, set out as an Effective Date note under section 60c-1 of this title.

§ 60e-1a. Withholding of State income tax by Clerk and Sergeant at Arms of House

(a) Agreement with proper State official; covered individuals

Until otherwise provided by law, the Clerk of the House of Representatives (hereinafter in this section and section 60e-1b of this title referred to as the “Clerk”) and the Sergeant at Arms of the House of Representatives (hereinafter in this section and section 60e-1b of this title referred to as the “Sergeant at Arms”) shall, in accordance with the provisions of subsections (b), (c), and (d) of this section enter into an agreement with any State, at the request for agreement from the proper State official. The agreement shall provide that—

(1) the Clerk, in the case of employees whose compensation is disbursed by the Clerk; and

(2) the Sergeant at Arms, in the case of Members of the House of Representatives;

shall withhold State income tax in the case of each Member and employee who is subject to such income tax and who voluntarily requests such withholding.

(b) Number of remittances authorized

Any agreement entered into under subsection (a) of this section shall not require the Clerk or the Sergeant at Arms to remit sums withheld pursuant to any such agreement more often than once each calendar quarter.

(c) Acceptance or disapproval of proposed agreement by Committee on House Administration

(1) The Clerk and the Sergeant at Arms shall, before entering into any agreement under subsection (a) of this section, transmit a statement with respect to the proposed agreement to the Committee on House Administration of the House of Representatives (hereinafter in this section and section 60e-1b of this title referred to as the “committee”). Such statement shall set forth a detailed description of the proposed agreement, together with any other information which the committee may require.

(2) If the committee does not disapprove, through appropriate action, any proposed agreement transmitted to the committee under paragraph (1) no later than ten legislative days after receiving such proposed agreement, then the Clerk or the Sergeant at Arms, as the case may be, may enter into such proposed agreement. The Clerk or the Sergeant at Arms, as the case may be, may not enter into any proposed agree-

ment if such proposed agreement is disapproved by the committee under this paragraph.

(d) Number and effective date of requests for withholding; change of designated State; revocation of request

(1) A Member or employee may have in effect at any time only one request for withholding under subsection (a) of this section, and such Member or employee may not have more than two such requests in effect with respect to different States during any one calendar year. The request for withholding is effective on the first day of the month in which the request is processed by the Clerk or the Sergeant at Arms, but in no event later than on the first day of the first month beginning after the day on which such request is received by the Clerk or the Sergeant at Arms, except that—

(A) when the Clerk or the Sergeant at Arms first enters into an agreement with a State under subsection (a) of this section, a request for withholding shall be effective on such date as the Clerk or the Sergeant at Arms may determine;

(B) when an individual first receives an appointment as an employee, the request shall be effective on the day of appointment, if the individual makes the request at the time of appointment; and

(C) when an individual first becomes a Member, the request shall be effective on the day such individual takes the oath of office as a Member, if the individual makes the request at such time.

(2) A Member or employee may change the State designated by such Member or employee for purposes of having withholdings made, and may request that the withholdings be remitted in accordance with such change. A Member or employee also may revoke any request of such Member or employee for withholding. Any change in the State designated or revocation is effective on the first day of the month in which the request or the revocation is processed by the Clerk or the Sergeant at Arms, but in no event later than on the first day of the first month beginning after the day on which such request or revocation is received by the Clerk or the Sergeant at Arms.

(e) Provisions as not imposing duty, burden, requirement or penalty on United States, House, or any officer or employee of United States; effect of filing paper, form, or document with Clerk or Sergeant at Arms

This section and section 60e–1b of this title impose no duty, burden, or requirement upon the United States, the House of Representatives, or any officer or employee of the United States, except as specifically provided in this section and section 60e–1b of this title. Nothing in this section and section 60e–1b of this title shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the House of Representatives, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section and section 60e–1b of this title. Any paper, form, document, or any other item filed with, or submitted to, the Clerk or

the Sergeant at Arms under this section and section 60e–1b of this title is considered to be a paper of the House of Representatives within the provisions of the Rules of the House of Representatives.

(Pub. L. 94–440, title II, §101, Oct. 1, 1976, 90 Stat. 1448.)

CODIFICATION

Section is based on section 1 of House Resolution No. 732, Ninety-fourth Congress, Nov. 4, 1975, which was enacted into permanent law by Pub. L. 94–440.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104–14, set out as a note preceding section 21 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk and Sergeant at Arms of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Withholding of District of Columbia and State income taxes by Secretary of Senate, see section 60c–3 of this title.

Withholding of District of Columbia and State income taxes generally, see sections 5516 and 5517 of Title 5, Government Organization and Employees.

Withholding of State income taxes by Architect of Capitol, see section 166b–5 of Title 40, Public Buildings, Property, and Works.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 60e–1b of this title.

§ 60e–1b. State income tax withholding; definitions

For purposes of section 60e–1a of this title and this section—

(1) the term “State” means any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, or any other territory or possession of the United States;

(2) the term “Member” means a Member of the House of Representatives, the Delegates from the District of Columbia, Guam, and the Virgin Islands, and the Resident Commissioner from Puerto Rico; and

(3) the term “legislative days” does not include any calendar day on which the House of Representatives is not in session.

(Pub. L. 94–440, title II, §101, Oct. 1, 1976, 90 Stat. 1448.)

CODIFICATION

Section is based on section 2 of House Resolution No. 732, Ninety-fourth Congress, Nov. 4, 1975, which was enacted into permanent law by Pub. L. 94–440.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 60e–1a of this title.

§ 60e-1c. Withholding of charitable contributions by Clerk of House

(a) Authority

Until otherwise provided by law and except as provided in subsection (c) of this section, the Clerk of the House of Representatives shall—

(1) notify employees of the opportunity to have amounts withheld from their compensation for contribution to charitable organizations; and

(2) if an employee files with such officer a voluntary request specifying the amount to be withheld and one Combined Federal Campaign Center in the Washington metropolitan area to receive such amount—

(A) withhold such amount from the compensation of such employee, and

(B) transmit (not less than once each calendar quarter) the amount so withheld to the Combined Federal Campaign Center as specified in such request.

(b) Time of fundraising activities

The Clerk shall, to the extent practicable, carry out subsection (a) of this section at or about the time of the Combined Federal Campaign and other fundraising in the executive branch of the Federal Government conducted pursuant to Executive Order 10927, dated March 18, 1961, and at such other times as such officer deems appropriate.

(c) Minimum amounts withheld

(1) No amount shall be withheld under subsection (a) of this section from the compensation of any employee for any pay period if the amount of such compensation for such period is less than the sum of—

(A) the amount specified to be withheld from such compensation under subsection (a) of this section for such period, plus

(B) the amount of all other withholdings from such compensation for such period.

(2) No amount may be specified by an employee to be withheld for any pay period under subsection (a) of this section which is less than—

(A) 50 cents, if the pay period of such individual is biweekly or semimonthly; or

(B) \$1, if the pay period of such individual is monthly.

(d) Duty, burden, or requirement not imposed

This section imposes no duty, burden, or requirement upon the United States, the House of Representatives, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the House of Representatives, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, document, or any other item filed with, or submitted to, the Clerk under this section is considered to be a paper of the House of Representatives within the provisions of the Rules of the House of Representatives.

(Pub. L. 95-391, title I, § 111, Sept. 30, 1978, 92 Stat. 777.)

REFERENCES IN TEXT

Executive Order 10927, dated March 18, 1961, referred to in subsec. (b), was revoked, and is covered, by Ex. Ord. No. 12353, Mar. 23, 1982, 47 F.R. 12785.

CODIFICATION

Section is based on section 1 of House Resolution No. 12, Ninety-fifth Congress, August 5, 1977, which was enacted into permanent law by Pub. L. 95-391.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 60e-1d of this title.

§ 60e-1d. Withholding of charitable contributions; definitions

For purposes of section 60e-1c of this title—

(1) the term “charitable organizations” means national voluntary health and welfare agencies designated by the Director of the Office of Personnel Management pursuant to Executive Order 10927, dated March 19, 1961;

(2) the term “Clerk” means the Clerk of the House of Representatives;

(3) the term “employee” means any employee of the House of Representatives whose compensation is disbursed by the Clerk.

(Pub. L. 95-391, title I, § 111, Sept. 30, 1978, 92 Stat. 777; 1978 Reorg. Plan No. 2, § 102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

REFERENCES IN TEXT

Executive Order 10927, dated March 18, 1961, referred to in par. (1), was revoked, and is covered, by Ex. Ord. No. 12353, Mar. 23, 1982, 47 F.R. 12785.

CODIFICATION

Section is based on section 2 of House Resolution No. 12, Ninety-fifth Congress, August 5, 1977, which was enacted into permanent law by Pub. L. 95-391.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

“Director of the Office of Personnel Management” substituted for “Chairman of the Civil Service Commission” in par. (1) pursuant to Reorg. Plan No. 2 of 1978, § 102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred functions vested by statute in United States Civil Service Commission and Chairman thereof to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

§ 60e-2. Omitted

Section, acts June 30, 1945, ch. 212, title I, §§ 101(c), 102(a), 59 Stat. 295, 296; Oct. 28, 1949, ch. 782, title XI,

§1106(a), 63 Stat. 972; Sept. 6, 1966, Pub. L. 89-554, §8(a), 80 Stat. 653, which related to coverage of officers and employees of legislative branch under act June 30, 1945, known as Federal Employees Pay Act of 1945, was omitted in view of repeal or omission from the Code of provisions of act June 30, 1945, with exception of section 60e-2b of this title which was expressly exempted from the provisions involved.

§ 60e-2a. Exemption of officers and employees of Architect of Capitol from certain Federal pay provisions

The classes of employees whose compensation is authorized by section 3 of the Legislative Pay Act of 1929, as amended (46 Stat. 38; 55 Stat. 615), to be fixed by the Architect of the Capitol without regard to the Classification Act of 1923, as amended, are authorized to be compensated without regard to chapter 51 and subchapter III of chapter 53 of title 5.

(Oct. 28, 1949, ch. 782, title II, §204(a), 63 Stat. 957.)

REFERENCES IN TEXT

Section 3 of the Legislative Pay Act of 1929, as amended (40 Stat. 38; 55 Stat. 615), referred to in text, which was an amendment of the Classification Act of 1923 and which was classified to section 662 of former Title 5, Executive Departments and Government Officers and Employees, was repealed by section 1202 of the Classification Act of 1949, Oct. 28, 1949, ch. 782, 63 Stat. 972.

The Classification Act of 1923, as amended, referred to in text, is act Mar. 4, 1923, ch. 265, 42 Stat. 1488, as amended, which was classified to section 661 et seq. of such former Title 5, and was repealed by section 1202 of the Classification Act of 1949.

CODIFICATION

Section is comprised of section 204(a) of act Oct. 28, 1949. Subsections (b) and (c) of such section were repealed by Pub. L. 89-554, §8, Sept. 6, 1966, 80 Stat. 655, and reenacted as sections 5102(d) and 5103 of Title 5, Government Organization and Employees.

Section was classified to section 1084(a) of Title 5 prior to the general revision and enactment of Title 5 by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

“Chapter 51 and subchapter III of chapter 53 of title 5” substituted in text for “this Act”, referring to the Classification Act of 1949, on authority of section 7(b) of Pub. L. 89-554, Sept. 6, 1966, 80 Stat. 631, section 1 of which enacted Title 5.

§ 60e-2b. Overtime compensation for certain employees of Architect of Capitol

For overtime pay purposes, per diem and per hour employees under the Office of the Architect of the Capitol not subject to chapter 51 and subchapter III of chapter 53 of title 5, shall be regarded as subject to the provisions of sections 5544(a) and 6102 of title 5, and sections 60e-3 and 60e-4 of this title shall not be applicable to such employees.

(June 30, 1945, ch. 212, title V, §503, 59 Stat. 301; Oct. 28, 1949, ch. 782, title XI, §1106(a), 63 Stat. 972.)

REFERENCES IN TEXT

Section 6102 of title 5, referred to in text, was repealed by Pub. L. 92-392, §7(a), Aug. 19, 1972, 86 Stat. 573, and reenacted as section 6101(a)(1) of Title 5, Government Organization and Employees.

Sections 60e-3 and 60e-4 of this title, referred to in text, were omitted from the Code.

CODIFICATION

Section was classified to section 933 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

“Chapter 51 and subchapter III of chapter 53 of title 5” substituted in text for “the Classification Act of 1949, as amended”, and “sections 5544(a) and 6102 of title 5” substituted for “section 23 of the Act of March 28, 1934 (U.S.C., 1940 edition, title 5, sec. 673c)”, on authority of section 7(b) of Pub. L. 89-554, Sept. 6, 1966, 80 Stat. 631, section 1 of which enacted Title 5.

AMENDMENTS

1949—Act Oct. 28, 1949, substituted “Classification Act of 1949” for “Classification Act of 1923”.

REPEALS

Act Oct. 28, 1949, ch. 782, cited as a credit to this section, was repealed (subject to a savings clause) by Pub. L. 89-554, Sept. 6, 1966, §8, 80 Stat. 632, 655.

§§ 60e-3 to 60e-14. Omitted

CODIFICATION

Sections were omitted as obsolete and superseded. See section 61-1 of this title and chapter 10A (§331 et seq.) of this title.

Section 60e-3, acts June 30, 1945, ch. 212, title V, §501, 59 Stat. 301; May 24, 1946, ch. 270, §5(a), (b), 60 Stat. 217; June 23, 1949, ch. 238, §5, 63 Stat. 265, provided for payment of additional compensation to legislative branch employees.

Section 60e-4, acts June 30, 1945, ch. 212, title V, §502, 59 Stat. 301; May 24, 1946, ch. 270, §5(c), 60 Stat. 217, provided for payment of additional compensation to legislative branch employees.

Section 60e-4a, act July 3, 1948, ch. 830, title III, §301, 62 Stat. 1267, provided for payment of additional compensation to employees of the Federal Government and the District of Columbia government.

Section 60e-5, acts Oct. 28, 1949, ch. 783, title I, §101(a), (b), 63 Stat. 974; June 28, 1955, ch. 189, §4(e)(1), 69 Stat. 177, provided for payment of additional compensation to and an annual limit on compensation for legislative branch employees.

Section 60e-6, acts Oct. 24, 1951, ch. 554, §2(a), (b), (d), 65 Stat. 613; June 28, 1955, ch. 189, §4(b), (e)(1), 69 Stat. 176, 177, provided for payment of additional compensation to and an annual limit on compensation for legislative branch employees.

Section 60e-7, acts June 28, 1955, ch. 189, §4(a), (e)(1), (g), (h), 69 Stat. 176-178; June 27, 1956, ch. 453, §101, 70 Stat. 363, provided for payment of additional compensation to legislative branch employees.

Section 60e-8, Pub. L. 85-462, §4(a), (e), (f), (r), June 20, 1958, 72 Stat. 207-209, provided for payment of additional compensation to legislative branch employees.

Section 60e-9, Pub. L. 86-568, title I, §117(a), (e)-(h), July 1, 1960, 74 Stat. 303, provided for payment of additional compensation to legislative branch employees.

Section 60e-10, Pub. L. 87-793, §1005(a), (e)-(g), (i), Oct. 11, 1962, 76 Stat. 866, provided for payment of additional compensation to and an annual limit on compensation for legislative branch employees.

Section 60e-11, Pub. L. 88-426, title II, §202(a)-(c), (h), Aug. 14, 1964, 78 Stat. 413, 414, provided for payment of additional compensation to legislative branch employees.

Section 60e-12, Pub. L. 89-301, §11(a), (b), (i), Oct. 29, 1965, 79 Stat. 1120, 1121, provided for payment of additional compensation to legislative branch employees.

Section 60e-13, Pub. L. 89-504, title III, §302(a), (b), (e), (i), July 18, 1966, 80 Stat. 294, provided for payment of additional compensation to legislative branch employees.

Section 60e-14, Pub. L. 90-206, title II, §214(a), (b), (f), (m), Dec. 16, 1967, 81 Stat. 635-637, provided for payment of additional compensation to legislative branch employees.

§ 60f. Repealed. Pub. L. 90-57, § 105(i)(2), July 28, 1967, 81 Stat. 144

Section, acts July 1, 1941, ch. 268, 55 Stat. 448; June 8, 1942, ch. 396, 56 Stat. 333; June 28, 1943, ch. 173, title I, 57 Stat. 222; June 26, 1944, ch. 277, title I, 58 Stat. 337; Dec. 20, 1944, ch. 617, § 2(a), 58 Stat. 832; June 13, 1945, ch. 189, 59 Stat. 241; July 1, 1946, ch. 530, 60 Stat. 390; Oct. 28, 1949, ch. 783, title I, § 101(c)(3), 63 Stat. 974; Oct. 24, 1951, ch. 554, § 2(c)(2), 65 Stat. 614; June 28, 1955, ch. 189, § 4(e)(3), 69 Stat. 177; May 19, 1956, ch. 313, Ch. XII, 70 Stat. 175; Sept. 1, 1959, Pub. L. 86-213, § 1(a), (b), 73 Stat. 443; Aug. 10, 1961, Pub. L. 87-130, 75 Stat. 323, authorized Senators and committee chairmen to change employees' salaries, required certifications, and provided for designation of titles for positions. See section 61-1(a), (d), (e) of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Aug. 1, 1967, see section 105(k) of Pub. L. 90-57, set out as an Effective Date note under section 61-1 of this title.

§ 60f-1. Repealed. Pub. L. 86-213, § 1(c), Sept. 1, 1959, 73 Stat. 444

Section, act June 27, 1956, ch. 453, 70 Stat. 359, authorized Senators to fix basic compensation of one employee at a rate not to exceed \$8,040 per annum.

§§ 60g, 60g-1. Repealed. Pub. L. 91-510, title IV, § 477(a)(1), (2), Oct. 26, 1970, 84 Stat. 1195

Section 60g, acts Dec. 20, 1944, ch. 617, § 1, 58 Stat. 831; June 23, 1949, ch. 238, § 4, 63 Stat. 265, related to clerk hire for Members and Resident Commissioner, rearrangements or changes in salaries and number of employees, maximum and minimum salaries, prohibition against increase in aggregate amount of salaries, required compensation rate to be in multiples of five, and certification of rearrangements or changes of salary schedules. See section 332 of this title.

Section 60g-1, acts July 2, 1954, ch. 455, title I, 68 Stat. 401; Aug. 5, 1955, ch. 568, § 11(a), 69 Stat. 509; Aug. 3, 1956, ch. 938, § 1(a), 70 Stat. 990; Aug. 10, 1961, Pub. L. 87-130, § 103, 75 Stat. 334; July 27, 1965, Pub. L. 89-90, § 103, 79 Stat. 81; Aug. 27, 1966, Pub. L. 89-545, § 103, 80 Stat. 369, related to increase in basic rates for clerk hire for House Members and Resident Commissioner, including the case of a constituency having a population of five hundred thousand or more, limited basic rate to \$7,500 per annum and to one person at any one time. See section 332 of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an Effective Date of 1970 Amendment note under section 72a of this title.

§ 60g-2. Lyndon Baines Johnson congressional interns

(a) Hiring authority of House Members, Delegates, and Resident Commissioners; allowance for payment of compensation

Until otherwise provided by law and notwithstanding any other provision of law, each Member of, Delegate to, and Resident Commissioner in, the House of Representatives is authorized to hire for two months in any year one additional employee to be known as a Lyndon Baines Johnson congressional intern in honor of the former President. Each such intern shall be a student or a teacher and certified as such under subsection (b) of this section. Each such Member, Delegate, or Resident Commissioner shall have available for payment of compensation to such intern a

total allowance of \$1,000, to be payable to such intern at a rate not to exceed \$500 per month, out of the contingent fund of the House. Such intern and such allowance shall be in addition to all personnel and allowances made available to such Member, Delegate, or Resident Commissioner under other provisions of law or other authority.

(b) Certification of intern status; filing

No person shall be paid compensation as a Lyndon Baines Johnson congressional intern who does not have on file with the Clerk of the House of Representatives, at all times during the period of his employment as such intern, an appropriate certificate which is applicable to his intern status, as described below:

(1) if the intern is a student, a certificate that such intern was during the academic year immediately preceding his employment, a bona fide student at a college, university, or similar institution of higher learning; or

(2) if the intern is a teacher, a certificate that such intern was, in the year immediately preceding his employment, a bona fide teacher in government or social studies at a secondary school or a postsecondary school.

(c) Regulations by Committee on House Administration

The Committee on House Administration shall prescribe such regulations as may be necessary to carry out this section.

(Pub. L. 93-245, ch. VI, Jan. 3, 1974, 87 Stat. 1079.)

CODIFICATION

Section is based on section 1 of House Resolution No. 420, Ninety-third Congress, Sept. 18, 1973, which was enacted into permanent law by Pub. L. 93-245.

PRIOR PROVISIONS

A prior section 60g-2, based on House Resolution No. 416, Eighty-ninth Congress, June 16, 1965, as enacted into permanent law by Pub. L. 89-545, § 103, Aug. 27, 1966, 80 Stat. 369, which related to employment of student congressional interns by Members of the House of Representatives and the Resident Commissioner from Puerto Rico, was repealed by section 2 of House Resolution No. 420, Ninety-third Congress, Sept. 18, 1973, as enacted into permanent law by Pub. L. 93-245, ch. VI, § 600, Jan. 3, 1974, 87 Stat. 1079, which provided that: "H. Res. 416, Eighty-ninth Congress, adopted June 16, 1965, and enacted as permanent law by section 103 of the Legislative Branch Appropriation Act, 1967 (80 Stat. 369; Public Law 89-545; 2 U.S.C. 60g-2), shall not be effective in the Ninety-third Congress on and after the effective date specified in section 3 of this resolution; and, effective on the date of enactment of the provisions of this resolution as permanent law, such H. Res. 416, Eighty-ninth Congress, is repealed."

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE

Section 3 of House Resolution No. 420, Ninety-third Congress, as enacted into permanent law by Pub. L. 93-245, provided that: "The provisions of this resolution [enacting this section and repealing House Resolution No. 416, Eighty-ninth Congress, formerly classified to this section] shall become effective on January 1, 1974."

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 25b of this title.

§ 60h. Omitted

CODIFICATION

Section, act Apr. 25, 1945, ch. 95, title I, 59 Stat. 78, limited salary increases under section 60g of this title of standing committee clerks.

§ 60i. Repealed. Pub. L. 87-730, § 106(c), Oct. 2, 1962, 76 Stat. 695

Section, act Feb. 13, 1945, ch. 2, § 1, 59 Stat. 4, prescribed basic rates of compensation of telephone operators on the United States Capitol telephone exchange and authorized certain longevity increases. See section 60j of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Sept. 1, 1962, see section 106(e) of Pub. L. 87-730, set out as an Effective Date note under section 60j of this title.

PROHIBITION AGAINST PAYMENT OF LONGEVITY INCREASE AFTER SEPTEMBER 1, 1962

Section 106(c) of Pub. L. 87-730 provided in part that no longevity increase payable under authority of this section prior to Sept. 1, 1962, shall be payable on or after Sept. 1, 1962.

§ 60j. Longevity compensation**(a) Eligible employees**

This section shall apply to—

(1) each employee of the Senate whose compensation is paid from the appropriation for Salaries, Officers and Employees under the following headings:

(A) Office of the Secretary, including individuals employed under authority of section 74b of this title;

(B) Office of the Sergeant at Arms and Doorkeeper, except employees designated as “special employees”; and

(C) Offices of the Secretaries for the Majority and the Minority;

(2) each employee of the Senate authorized by Senate resolution to be appointed by the Secretary of the Senate or the Sergeant at Arms and Doorkeeper, except employees designated as “special employees”; and

(3) each employee of the Capitol Guide Service established under section 851 of title 40.

(b) Rate of compensation; limitation on increases; computation of service; effective date of payment

(1) Except as provided in paragraph (2), an employee to whom this section applies shall be paid, during any period of continuous creditable service, additional annual compensation (hereinafter referred to as “longevity compensation”) at the rate of \$482 for (A) each year of creditable

service performed for the first five years and (B) each two years of creditable service performed during the twenty-year period following the first five years.

(2) The amount of longevity compensation which may be paid to an employee, when added to his regular annual compensation, shall not exceed the maximum annual compensation which may be paid to Senate employees generally as prescribed by law or orders of the President pro tempore issued under authority of section 60a-1 of this title.

(3) For purposes of this section—

(A) creditable service includes (i) service performed as an employee described in subsection (a) of this section, (ii) service performed as a member of the Capitol Police or as an employee of the United States Capitol Telephone Exchange while compensation therefor is disbursed by the Clerk of the House of Representatives, and (iii) service which is creditable for purposes of this section as in effect on September 30, 1978;

(B) in computing length of continuous creditable service, only creditable service performed subsequent to August 31, 1957, shall be taken into account, except that, in the case of service as an employee employed under authority of section 74b of this title, only creditable service performed subsequent to January 2, 1971, shall be taken into account; and

(C) continuity of creditable service shall not be deemed to be broken by separations from service of not more than thirty days, by the performance of service as an employee (other than an employee subject to the provisions of this section) whose compensation is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives, or by the performance of active military service in the armed forces of the United States, but periods of such separations and service shall not be creditable service.

(4) Longevity compensation shall be payable on and after the first day of the first month following completion of each period of creditable service upon which such compensation is based.

(Pub. L. 87-730, § 106(a), (b), (d), Oct. 2, 1962, 76 Stat. 694, 695; Pub. L. 88-454, § 104(b), Aug. 20, 1964, 78 Stat. 550; Pub. L. 90-57, § 105(g), July 28, 1967, 81 Stat. 143; Pub. L. 90-206, title II, § 214(n), Dec. 16, 1967, 81 Stat. 637; Pub. L. 91-656, § 4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 93-371, Aug. 13, 1974, 88 Stat. 436; Pub. L. 95-240, title II, § 205, Mar. 7, 1978, 92 Stat. 117; Pub. L. 95-391, title I, § 110(a), Sept. 30, 1978, 92 Stat. 774; Pub. L. 96-304, title I, § 107(b), July 8, 1980, 94 Stat. 890.)

INAPPLICABILITY OF SECTION TO CERTAIN EMPLOYEES ON AND AFTER OCTOBER 1, 1983

This section not to apply, on or after Oct. 1, 1983, to any individual whose pay is disbursed by the Secretary of the Senate except for individuals entitled to longevity compensation prior to Oct. 1, 1983, on the basis of service performed prior to such date, see section 60j-4 of this title.

CODIFICATION

Subsecs. (a) and (b) of this section are from subsecs. (a) and (b) of section 106 of the Legislative Branch Ap-

ropriation Act, 1963 (Pub. L. 87-730). Subsec. (c) of this section was the second sentence of subsec. (d) of section 106, and was repealed by section 104(b) of Pub. L. 88-454. Subsec. (c) of section 106 repealed section 60i of this title, and the first sentence of subsec. (d) of section 106 repealed section 105 of the Legislative Branch Appropriation Act, 1959.

AMENDMENTS

1982—Subsec. (b)(1). Figure “463” deemed to refer to the figure “482”, effective Oct. 1, 1982, pursuant to Pub. L. 91-656, § 4, see section 10 of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, set out as a note under section 60a-1 of this title.

1981—Subsec. (b)(1). Figure “\$441” deemed to refer to the figure “\$463”, effective Oct. 1, 1981, pursuant to Pub. L. 91-656, § 4, see section 9 of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, set out as a note under section 60a-1 of this title.

1980—Subsec. (b)(1). Figure “404” deemed to refer to the figure “441”, effective Oct. 1, 1980, pursuant to Pub. L. 91-656, § 4, see section 10 of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, set out as a note under section 60a-1 of this title.

Pub. L. 96-304 substituted “\$404” for “two times the multiple contained in section 1(a) of the applicable Order of the President Pro Tempore of the Senate issued under authority of section 60a-1 of this title”.

1978—Subsec. (a). Pub. L. 95-391 in par. (1) substituted cls. (A) to (C) for provisions respecting heading “Office of the Secretary”, except the Assistant to the Majority and the Assistant to the Minority, in par. (2) substituted provisions relating to employees appointed by the Secretary of the Senate or the Sergeant at Arms and Doorkeeper, under a Senate resolution, for provisions relating to employees under the heading “Office of Sergeant at Arms and Doorkeeper”, in par. (3) substituted provisions relating to employees of the Capitol Guide Service for provisions relating to employees under the heading “Official Reporters of Debates”, and struck out pars. (4) to (8) relating to, respectively, employees under heading “Offices of the Secretaries for the Majority and the Minority”, employees appointed by the Secretary or Sergeant at Arms, telephone operators on the United States Capitol exchange, members of the Capitol Police, and the Chief Guide, etc., of the Capitol Guide Service.

Pub. L. 95-240 inserted reference to Deputy Chief Guide in par. (8).

Subsec. (b). Pub. L. 95-391 substituted provisions setting forth requirements respecting the computation, except as provided in par. (2), of additional annual compensation for any employee to whom this section applies during any period of continuous creditable service, for provisions setting forth requirements respecting the computation of additional gross compensation for any employee to whom this section applies during any period of continuous service.

1977—Subsec. (b). Figure “1,002” deemed to refer to the figure “1,074”, effective Oct. 1, 1977, pursuant to Pub. L. 91-656, § 4, see section 4(c) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, set out as a note under section 60a-1 of this title.

1976—Subsec. (b). Figure “954” deemed to refer to the figure “1,002”, effective Oct. 1, 1976, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, set out as a note under section 60a-1 of this title.

1975—Subsec. (b). Figure “906” deemed to refer to the figure “954”, effective Oct. 1, 1975, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a-1 of this title.

1974—Subsec. (a)(8). Pub. L. 93-371 added par. (8).

Subsec. (b). Figure “855” deemed to refer to the figure “906”, effective Oct. 1, 1974, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a-1 of this title.

1973—Subsec. (b). Figure “816” deemed to refer to the figure “855”, effective Oct. 1, 1973, pursuant to Pub. L.

91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a-1 of this title.

1972—Subsec. (b). Figure “777” deemed to refer to the figure “816” pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, set out as a note under section 60a-1 of this title.

1971—Subsec. (b). Figure “738” deemed to refer to the figure “777”, effective Jan. 1, 1972, pursuant to Pub. L. 91-656, § 4, see section 4(d) of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a-1 of this title.

Figure “696” deemed to refer to the figure “738”, effective Feb. 1, 1971, pursuant to Pub. L. 91-656, see section 4(d) of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a-1 of this title.

1969—Subsec. (b). Figure “597”, as increased by Order of June 12, 1968, deemed, on and after July 1, 1969, to refer to the figure “657”, pursuant to Pub. L. 90-206, § 225(h), see section 4(c) of Salary Directive of President pro tempore of the Senate, June 17, 1969, set out as a note under section 60a-1 of this title.

1968—Subsec. (b). Figure “564”, deemed, on and after July 1, 1968, to refer to the figure “597”, pursuant to Pub. L. 90-206, § 225(h), see section 1(h) of Salary Directive of President pro tempore of the Senate, June 12, 1968, set out as a note under section 60a-1 of this title.

1967—Subsec. (b). Pub. L. 90-206, § 214(n), substituted “\$564” for “\$400”.

Pub. L. 90-57 substituted in first sentence “gross compensation” and “\$540 per annum” for “basic compensation” and “\$120 per annum” and struck out “if at the time of such payment the annual rate of basic compensation (exclusive of longevity compensation) of the position in which employed is less than \$1,800, or \$180 per annum if at such time such rate is \$1,800 or more,” before “for each five years of service”.

1964—Subsec. (c). Pub. L. 88-454 repealed subsec. (c) which related to increases for members of Capitol Police. See section 60j-1 of this title.

EFFECTIVE DATE OF 1980 AMENDMENT

Section 107(d) of Pub. L. 96-304 provided that: “The amendments made by this section [amending this section and sections 60j-3 and 61-1 of this title] shall take effect on October 1, 1980.”

EFFECTIVE DATE OF 1978 AMENDMENTS

Section 110(b) of Pub. L. 95-391 provided that: “The amendment made by subsection (a) [amending this section] shall take effect on the first day of the first month which begins after the date of the enactment of this Act [Sept. 30, 1978]. The gross compensation of employees entitled to longevity compensation on such first day under section 106 of the Legislative Branch Appropriation Act, 1963 [this section], shall be adjusted in accordance with the provisions of such section as amended by subsection (a). No increase in compensation by reason of such amendment shall take effect for any pay period beginning before such first day, and no monetary benefit by reason of such amendment shall accrue for any period before such first day.”

Section 205 of Pub. L. 95-240 provided that the amendment made by that section is effective Oct. 1, 1977.

EFFECTIVE DATE OF 1967 AMENDMENTS

Amendment by Pub. L. 90-206 effective at beginning of first pay period which begins on or after Dec. 16, 1967, see section 220(a)(3) of Pub. L. 90-206, set out as a note under section 603 of Title 28, Judiciary and Judicial Procedure.

Amendment by Pub. L. 90-57 effective Aug. 1, 1967, see section 105(k) of Pub. L. 90-57, set out as an Effective Date note under section 61-1 of this title.

EFFECTIVE DATE OF 1964 AMENDMENT

Amendment by Pub. L. 88-454 effective Sept. 1, 1964, see section 104(d) of Pub. L. 88-454, set out as an Effective Date note under section 60j-1 of this title.

EFFECTIVE DATE

Section 106(e) of Pub. L. 87-730 provided that: "This section [enacting this section and amending section 60i of this title] shall become effective on September 1, 1962."

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 60j-1, 60j-2, 60j-4, 61-1 of this title.

§ 60j-1. Capitol Police longevity compensation

Any member of the Capitol Police who by reason of the provision repealed by subsection (b) was receiving immediately prior to September 1, 1964, longevity compensation provided by section 105¹ of the Legislative Branch Appropriation Act, 1959, shall, on and after September 1, 1964, receive in lieu thereof a longevity increase under section 60j(b) of this title, in addition to any other such increases (not to exceed three) to which he may otherwise be entitled under such section. In computing the length of service of such member for the purpose of such other increases, only service performed subsequent to the date on which he began receiving longevity compensation in accordance with such section 105¹ shall be counted.

(Pub. L. 88-454, §104(c), Aug. 20, 1964, 78 Stat. 550.)

INAPPLICABILITY OF SECTION TO CERTAIN EMPLOYEES ON AND AFTER OCTOBER 1, 1983

Section 60j of this title, referred to in text, not to apply, on or after Oct. 1, 1983, to any individual whose pay is disbursed by the Secretary of the Senate except for individuals entitled to longevity compensation prior to Oct. 1, 1983, on the basis of service performed prior to such date, see section 60j-4 of this title.

REFERENCES IN TEXT

The provision repealed by subsection (b), referred to in text, means subsec. (c) of section 60j of this title.

Section 105 of the Legislative Branch Appropriation Act, 1959, referred to in text, is section 105 of Pub. L. 85-570, July 31, 1958, 72 Stat. 453, which was repealed by Pub. L. 87-730, §106(d), Oct. 2, 1962, 76 Stat. 695.

EFFECTIVE DATE

Section 104(d) of Pub. L. 88-454 provided that: "This section [enacting this section and amending section 60j of this title] shall become effective on the first day of the month following the date of enactment of this Act [Aug. 20, 1964]."

§ 60j-2. Longevity compensation for telephone operators on United States telephone exchange and members of Capitol Police paid by Clerk of House

(a)¹ The provisions of subsections (a) and (b) of section 60j of this title (as amended by section

110 of Pub. L. 95-391), shall apply to telephone operators (including the chief operator and assistant chief operators) on the United States Capitol telephone exchange and members of the Capitol Police whose compensation is disbursed by the Clerk of the House of Representatives in the same manner and to the same extent as such provisions apply to individuals whose compensation is disbursed by the Secretary of the Senate. For purposes of so applying such subsections, creditable service shall include service performed as an employee of the United States Capitol telephone exchange or a member of the Capitol Police whether compensation therefor is disbursed by the Clerk of the House of Representatives or the Secretary of the Senate.

(Pub. L. 95-391, title III, §310, Sept. 30, 1978, 92 Stat. 790.)

INAPPLICABILITY OF SECTION TO CERTAIN EMPLOYEES ON AND AFTER OCTOBER 1, 1983

Section 60j of this title, referred to in text, not to apply, on or after Oct. 1, 1983, to any individual whose pay is disbursed by the Secretary of the Senate except for individuals entitled to longevity compensation prior to Oct. 1, 1983, on the basis of service performed prior to such date, see section 60j-4 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 60j-3. Repealed. Pub. L. 97-276, § 101(e), Oct. 2, 1982, 96 Stat. 1189

Section, Pub. L. 95-391, title I, §109, Sept. 30, 1978, 92 Stat. 773; Pub. L. 96-304, title I, §107(c), July 8, 1980, 94 Stat. 890, provided for merit compensation for employees rated as outstanding and exceptional by Secretary of Senate and Sergeant at Arms and Doorkeeper, respectively.

EFFECTIVE DATE OF REPEAL

Section 101 of S. 2939, 97th Congress, 2d Session, as reported Sept. 22, 1982, and incorporated by reference in section 101(e) of Pub. L. 97-276, to be effective as if enacted into law, provided that the repeal is effective Oct. 1, 1982.

REPORTS COVERING FISCAL YEAR ENDING SEPTEMBER 30, 1982

Section 101 of S. 2939, 97th Congress, 2d Session, as reported Sept. 22, 1982, and incorporated by reference in section 101(e) of Pub. L. 97-276, to be effective as if enacted into law, provided in part that the reports required by subsec. (e) of this section with respect to the fiscal year ending Sept. 30, 1982, be filed notwithstanding the repeal. Subsec. (e) of this section had required that within thirty days following the end of each fiscal year, the Secretary of the Senate and the Sergeant at Arms and Doorkeeper file reports with the Senate Committee on Appropriations detailing the use and implementation of the authority contained in this section and that such reports include the names of all employees receiving merit compensation under authority of this section at the end of the fiscal year, the positions occupied by them and the date when each such employee first began to receive merit compensation.

¹ See References in Text note below.

¹ So in original. No subsec. (b) has been enacted.

§ 60j-4. Longevity compensation not applicable to individuals paid by Secretary of Senate; savings provision

Section 60j of this title on or after October 1, 1983 shall not apply to any individual whose pay is disbursed by the Secretary of the Senate; except that, any individual who prior to such date was entitled to longevity compensation under such section on the basis of service performed prior to such date shall continue to be entitled to such compensation, but no individual shall accrue any longevity compensation on the basis of service performed on or after such date.

(Pub. L. 98-51, title I, § 107, July 14, 1983, 97 Stat. 267.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1984, which is title I of the Legislative Branch Appropriation Act, 1984.

§ 60k. Application of rights and protections of Fair Labor Standards Act of 1938 to Congressional and Architect of Capitol employees

(a) House employees

(1) In general

Not later than 180 days after the date the minimum wage rate prescribed by section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) is increased pursuant to the amendment made by section 2, the rights and protections under the Fair Labor Standards Act of 1938 (29 U.S.C. 201 et seq.) shall apply with respect to any employee in an employment position in the House of Representatives and to any employing authority of the House of Representatives.

(2) Administration

In the administration of this subsection, the remedies and procedures under the Fair Employment Practices Resolution shall be applied. As used in this paragraph, the term “Fair Employment Practices Resolution” means House Resolution 558, One Hundredth Congress, agreed to October 4, 1988, as continued in effect by House Resolution 15, One Hundred First Congress, agreed to January 3, 1989.

(b) Architect of Capitol employees

Not later than 180 days after the date the minimum wage rate prescribed by section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) is increased pursuant to the amendment made by section 2, the rights and protections under the Fair Labor Standards Act of 1938 (29 U.S.C. 201 et seq.) shall apply with respect to individuals employed under the Office of the Architect of the Capitol.

(Pub. L. 101-157, § 8, Nov. 17, 1989, 103 Stat. 944.)

REFERENCES IN TEXT

Section 2, referred to in text, is section 2 of Pub. L. 101-157, Nov. 17, 1989, 103 Stat. 938, which amended section 206(a)(1) of Title 29, Labor, to increase the minimum wage.

The Fair Labor Standards Act of 1938, referred to in text, is act June 25, 1938, ch. 676, 52 Stat. 1060, as amended, which is classified generally to chapter 8

(§ 201 et seq.) of Title 29. For complete classification of this Act to the Code, see section 201 of Title 29 and Tables.

House Resolution 558, referred to in subsec. (a)(2), was made applicable during the One Hundred Second Congress by Rule LI of the Rules of the House of Representatives of the One Hundred Second Congress. For the One Hundred Third Congress, Rule LI was amended generally and, as so amended, contains provisions relating to fair employment practices. Rule LI was continued without change for the One Hundred Fourth Congress.

§ 60l. Coverage of House and agencies of legislative branch

(a) Coverage of House

(1) In general

Notwithstanding any provision of title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et seq.) or of other law, the purposes of such title shall, subject to paragraph (2), apply in their entirety to the House of Representatives.

(2) Employment in House

(A) Application

The rights and protections under title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et seq.) shall, subject to subparagraph (B), apply with respect to any employee in an employment position in the House of Representatives and any employing authority of the House of Representatives.

(B) Administration

(i) In general

In the administration of this paragraph, the remedies and procedures made applicable pursuant to the resolution described in clause (ii) shall apply exclusively.

(ii) Resolution

The resolution referred to in clause (i) is the Fair Employment Practices Resolution (House Resolution 558 of the One Hundredth Congress, as agreed to October 4, 1988), as incorporated into the Rules of the House of Representatives of the One Hundred Second Congress as Rule LI, or any other provision that continues in effect the provisions of such resolution.

(C) Exercise of rulemaking power

The provisions of subparagraph (B) are enacted by the House of Representatives as an exercise of the rulemaking power of the House of Representatives, with full recognition of the right of the House to change its rules, in the same manner, and to the same extent as in the case of any other rule of the House.

(b) Instrumentalities of Congress

(1) In general

The rights and protections under this title¹ and title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et seq.) shall, subject to paragraph (2), apply with respect to the conduct of each instrumentality of the Congress.

(2) Establishment of remedies and procedures by instrumentalities

The chief official of each instrumentality of the Congress shall establish remedies and pro-

¹ See References in Text note below.

cedures to be utilized with respect to the rights and protections provided pursuant to paragraph (1). Such remedies and procedures shall apply exclusively, except for the employees who are defined as Senate employees, in section 1201(c)(1) of this title.

(3) Report to Congress

The chief official of each instrumentality of the Congress shall, after establishing remedies and procedures for purposes of paragraph (2), submit to the Congress a report describing the remedies and procedures.

(4) Definition of instrumentalities

For purposes of this section, instrumentalities of the Congress include the following: the Architect of the Capitol, the Congressional Budget Office, the General Accounting Office, the Government Printing Office, the Office of Technology Assessment, and the United States Botanic Garden.

(5) Construction

Nothing in this section shall alter the enforcement procedures for individuals protected under section 717 of title VII for the Civil Rights Act of 1964 (42 U.S.C. 2000e–16).

(Pub. L. 102–166, title I, §117, Nov. 21, 1991, 105 Stat. 1080.)

REFERENCES IN TEXT

The Civil Rights Act of 1964, referred to in subsecs. (a)(1), (2)(A) and (b)(1), is Pub. L. 88–352, July 2, 1964, 78 Stat. 252, as amended. Title VII of the Act is classified generally to subchapter VI (§2000e et seq.) of chapter 21 of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 2000a of Title 42 and Tables.

Rule LI of the Rules of the House of Representatives, referred to in subsec. (a)(2)(B)(ii), was amended generally for the One Hundred Third Congress and, as so amended, contains provisions relating to fair employment practices. Rule LI was continued without change for the One Hundred Fourth Congress.

This title, referred to in subsec. (b)(1), is title I of Pub. L. 102–166, Nov. 21, 1991, 105 Stat. 1071, which enacted this section and section 1981a of Title 42, The Public Health and Welfare, amended section 626 of Title 29, Labor, and sections 1981, 1983, 2000e, 2000e–1, 2000e–2, 2000e–4, 2000e–5, 2000e–16, 12111, and 12112 of Title 42, and enacted provisions set out as notes under sections 1981, 2000e, and 2000e–4 of Title 42. For complete classification of title I to the Code, see Tables.

EFFECTIVE DATE

Section effective Nov. 21, 1991, except as otherwise provided, see section 402(a) of Pub. L. 102–166, set out as an Effective Date of 1991 Amendment note under section 1981 of Title 42, The Public Health and Welfare.

§§ 60m, 60n. Repealed. Pub. L. 104–1, title V, § 504(b), Jan. 23, 1995, 109 Stat. 41

Section 60m, Pub. L. 103–3, title V, §501, Feb. 5, 1993, 107 Stat. 27; Pub. L. 103–283, title III, §312(f)(4), July 22, 1994, 108 Stat. 1447, related to family and medical leave for certain Senate employees. See section 1301 et seq. of this title.

Section 60n, Pub. L. 103–3, title V, §502, Feb. 5, 1993, 107 Stat. 28, related to family and medical leave for certain employees of House of Representatives. See section 1301 et seq. of this title.

SAVINGS PROVISION

Section 504(b) of Pub. L. 104–1 provided in part that sections 60m and 60n of this title are repealed, except as provided in section 1435 of this title.

§ 60o. Lump sum payment for accrued annual leave of House employees

(a) Approval; amount; source of payments

Upon the approval of the appropriate employing authority, an employee of the House of Representatives who is separated from employment, may be paid a lump sum for the accrued annual leave of the employee. The lump sum—

(1) shall be paid in an amount not more than the lesser of—

(A) the amount of the monthly pay of the employee, as determined by the Chief Administrative Officer of the House of Representatives; or

(B) the amount equal to the monthly pay of the employee, as determined by the Chief Administrative Officer of the House of Representatives, divided by 30, and multiplied by the number of days of the accrued annual leave of the employee;

(2) shall be paid—

(A) for clerk hire employees, from the clerk hire allowance of the Member;

(B) for committee employees, from amounts appropriated for committees; and

(C) for other employees, from amounts appropriated to the employing authority; and

(3) shall be based on the rate of pay in effect with respect to the employee on the last day of employment of the employee.

(b) Regulations

The Committee on House Oversight shall have authority to prescribe regulations to carry out this section.

(c) “Employee of the House of Representatives” defined

As used in this section, the term “employee of the House of Representatives” means an employee whose pay is disbursed by the Clerk of the House of Representatives or the Chief Administrative Officer of the House of Representatives, as applicable, except that such term does not include a uniformed or civilian support employee under the Capitol Police Board.

(d) Separations after June 30, 1995

Payments under this section may be made with respect to separations from employment taking place after June 30, 1995.

(Pub. L. 104–53, title I, §109, Nov. 19, 1995, 109 Stat. 522.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1996, which is title I of the Legislative Branch Appropriations Act, 1996.

CROSS REFERENCES

Authority of Committee on House Oversight of House of Representatives to combine House Clerk Hire Allowance into Members’ Representational Allowance, see section 57b of this title.

§ 61. Limit on rate of compensation of Senate officers and employees

No officer or employee of the Senate shall receive pay for any services performed by him at any rate higher than that provided for the office

or employment to which he has been regularly appointed.

(Aug. 5, 1882, ch. 390, §1, 22 Stat. 270.)

CROSS REFERENCES

Payment from House contingent fund of additional salary or compensation to House officers or employees, see section 95 of this title.

§ 61-1. Gross rate of compensation of employees paid by Secretary of Senate

(a) Annual rate; certification

(1) Whenever the rate of compensation of any employee whose compensation is disbursed by the Secretary of the Senate is fixed or adjusted on or after October 1, 1980, such rate as so fixed or adjusted shall be at a single whole dollar per annum gross rate and may not include a fractional part of a dollar.

(2) New or changed rates of compensation (other than changes in rates which are made by law) of any such employee (other than an employee who is an elected officer of the Senate) shall be certified in writing to the Disbursing Office of the Senate (and, for purposes of this paragraph, a new rate of compensation refers to compensation in the case of an appointment, transfer from one Senate appointing authority to another, or promotion by an appointing authority to a position the compensation for which is fixed by law). In the case of an appointment or other new rate of compensation, the certification must be received by such office on or before the day the rate of new compensation is to become effective. In any other case, the changed rate of compensation shall take effect on the first day of the month in which such certification is received (if such certification is received within the first ten days of such month), on the first day of the month after the month in which such certification is received (if the day on which such certification is received is after the twenty-fifth day of the month in which it is received), and on the sixteenth day of the month in which such certification is received (if such certification is received after the tenth day and before the twenty-sixth day of such month). Notwithstanding the preceding sentence, if the certification for a changed rate of compensation for an employee specifies an effective date of such change, such change shall become effective on the date so specified, but only if the date so specified is the first or sixteenth day of a month and is after the effective date prescribed in the preceding sentence; and, notwithstanding such sentence and the preceding provisions of this sentence, any changed rate of compensation for a new employee or an employee transferred from one appointing authority to another shall take effect on the date of such employee's appointment or transfer (as the case may be) if such date is later than the effective date for such changed rate of compensation as prescribed by such sentence.

(b) Conversion; increase in compensation

The rate of compensation of each employee whose compensation is disbursed by the Secretary of the Senate which was fixed before August 1, 1967, at a basic rate with respect to which additional compensation is payable by law shall

be converted as of such date to the lowest per annum gross rate which is a multiple of \$180 and which is not less than the aggregate rate of compensation (basic compensation plus additional compensation provided by law) which such employee was receiving immediately prior to such date. Any increments of longevity compensation to which an employee became entitled prior to August 1, 1967, under section 60j(b) of this title shall be excluded in converting such employee's rate of compensation under this subsection, but such employee's rate of gross compensation shall be increased by \$540 (which shall be considered to be an increase under section 60j(b) of this title) for each such increment.

(c) Reference in other provisions to basic rates and additional compensation as reference to per annum gross rate

In any case in which the rate of compensation of any employee or position, or class of employees or positions, the compensation for which is disbursed by the Secretary of the Senate, or any maximum or minimum rate with respect to any such employee, position, or class, is referred to in or provided by statute or Senate resolution, and the rate so referred to or provided is a basic rate with respect to which additional compensation is provided by law, such statutory provision or resolution shall be deemed to refer, in lieu of such basic rate, to the per annum gross rate which an employee receiving such basic rate immediately prior to August 1, 1967, would receive (without regard to such statutory provision or resolution) under subsection (b) of this section on and after such date.

(d) Compensation of employees in office of Senator; limitation; titles of positions

(1)(A) Except as is otherwise provided in subparagraphs (B) and (C), the aggregate of gross compensation paid employees in the office of a Senator shall not exceed during each fiscal year the following:

\$1,087,597 if the population of his State is less than 5,000,000;

\$1,131,836 if such population is 5,000,000 but less than 6,000,000;

\$1,176,076 if such population is 6,000,000 but less than 7,000,000;

\$1,220,315 if such population is 7,000,000 but less than 8,000,000;

\$1,264,555 if such population is 8,000,000 but less than 9,000,000;

\$1,308,794 if such population is 9,000,000 but less than 10,000,000;

\$1,353,034 if such population is 10,000,000 but less than 11,000,000;

\$1,397,274 if such population is 11,000,000 but less than 12,000,000;

\$1,441,513 if such population is 12,000,000 but less than 13,000,000;

\$1,485,753 if such population is 13,000,000 but less than 14,000,000;

\$1,529,993 if such population is 14,000,000 but less than 15,000,000;

\$1,574,234 if such population is 15,000,000 but less than 16,000,000;

\$1,618,473 if such population is 16,000,000 but less than 17,000,000;

\$1,662,713 if such population is 17,000,000 but less than 18,000,000;

\$1,691,015 if such population is 18,000,000 but less than 19,000,000;
 \$1,719,319 if such population is 19,000,000 but less than 20,000,000;
 \$1,747,622 if such population is 20,000,000 but less than 21,000,000;
 \$1,775,927 if such population is 21,000,000 but less than 22,000,000;
 \$1,804,231 if such population is 22,000,000 but less than 23,000,000;
 \$1,832,534 if such population is 23,000,000 but less than 24,000,000;
 \$1,860,836 if such population is 24,000,000 but less than 25,000,000;
 \$1,889,138 if such population is 25,000,000 but less than 26,000,000;
 \$1,917,444 if such population is 26,000,000 but less than 27,000,000;
 \$1,945,746 if such population is 27,000,000 but less than 28,000,000; and
 \$1,974,051 if such population is 28,000,000 or more.

For any fiscal year, the population of a State shall be deemed to be whichever of the following is the higher:

(I) the population of such State (as determined for purposes of this paragraph) for the preceding fiscal year; or

(II) the population of such State as of the first day of such fiscal year, as determined by the latest census (provisional or otherwise) conducted prior to such first day by the Bureau of the Census within the Department of Commerce.

If the population of any State, as determined under the preceding sentence, is not evenly divisible by 1,000,000, the population of such State shall be deemed to be increased to the next higher multiple of 1,000,000.

If, for any period after a fiscal year has begun, the census figures of the most recent census conducted prior to the first day of such year have not been officially released, then, for such period, in the administration of this paragraph, it shall be assumed that the population of each State is the same as such State's population (as determined for purposes of this paragraph) for the preceding fiscal year.

In the event that the term of office of a Senator begins after the first month of a fiscal year or ends (except by reason of death, resignation, or expulsion) before the last month of a fiscal year, the aggregate amount available for gross compensation of employees in the office of such Senator for such year shall be the applicable amount contained in the preceding table, divided by 12, and multiplied by the number of months in such year which are included in the Senator's term of office, counting any fraction of a month as a full month.

(B) In the case of gross compensation paid to employees in the office of a Senator for the period commencing January 1, 1988, and ending September 30, 1988, the total of—

(i) the aggregate amount of gross compensation which is paid to employees in the office of such Senator for such period, plus

(ii) the expenses paid to or on behalf of such Senator under authority of section 58 of this title (as determined after application of sub-

section (b) of such section, but without regard to paragraph (2)(A)(iv) thereof),

shall not exceed the aggregate of—

(iii) subject to the next sentence, the amount by which (I) the aggregate of the gross compensation which may be paid to employees in the office of such Senator for the fiscal year ending September 30, 1988, as determined under this subsection (but without regard to this subparagraph), exceeds (II) the aggregate amount of gross compensation which is paid to employees in the office of such Senator for that part of such fiscal year which precedes January 1, 1988, plus

(iv) the amount described in section 58(b)(2)(A)(iii) of this title.

In the event that the term of office of a Senator begins after the first month of the period which commences January 1, 1988, and ends September 30, 1988, or ends (except by reason of death, resignation, or expulsion) before the last month of such period, the amount computed pursuant to clause (iii) of this subparagraph (but before application of this sentence) shall be recalculated as follows: such amount, as so computed, shall be divided by 9, and multiplied by the number of months in such period which are included in the Senator's term of office, counting any fraction of a month as a full month.

(C) In the case of gross compensation paid to employees in the office of a Senator for the fiscal year beginning October 1, 1988, or any fiscal year thereafter, the total of—

(i) the aggregate amount of gross compensation which is paid to employees in the office of such Senator for such year, plus

(ii) the expenses paid to or on behalf of such Senator under authority of section 58 of this title (as determined after application of subsection (b) of such section, but without regard to paragraph (3)(A)(ii) and (iv) thereof),

shall not exceed the aggregate of—

(iii) the amount determined under subparagraph (A) for such year, plus

(iv) the amount described in section 58(b)(3) of this title (as determined without regard to subparagraph (A)(ii) and (iv) thereof).

(2) Within the limits prescribed by paragraph (1) of this subsection, Senators may fix the number and the rates of compensation of employees in their respective offices. The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than \$1,689 or in excess of \$129,059 per annum. A Senator may establish such titles for positions in his office as he may desire to designate, by written notification to the disbursing office of the Senate.

(e) Gross rate of compensation of employee of committee of Senate employed by joint committee, select committee, or standing committee

(1), (2) Repealed. Pub. L. 96-304, title I, § 112(b)(1), July 8, 1980, 94 Stat. 892.

(3) No employee of a committee of the Senate shall be paid at a gross rate in excess of \$128,564, in case of an employee of a joint committee the expenses of which are paid from the contingent fund of the Senate, \$129,059, in case of an employee of a select committee (including the con-

ference majority and conference minority of the Senate), or \$130,915, in case of an employee of any standing committee (including the majority and minority policy committees) of the Senate. For the purpose of this paragraph, an employee of a subcommittee shall be considered to be an employee of the full committee.

(f) General limitation

No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid gross compensation at a rate less than \$1,689 or in excess of \$129,059 unless expressly authorized by law.

(g) Conversion of compensation of Capitol telephone exchange operators and Capitol Police paid by Clerk of House

The rate of compensation of each telephone operator on the United States Capitol telephone exchange and each member of the Capitol Police, whose compensation is disbursed by the Clerk of the House of Representatives shall be converted to a gross rate in accordance with the provisions of this section.

(Pub. L. 90-57, §105(a)-(f), (j), July 28, 1967, 81 Stat. 141-144; Pub. L. 90-206, title II, §214 (j)-(l), Dec. 16, 1967, 81 Stat. 637; Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 340; Pub. L. 91-510, title III, §305, Oct. 26, 1970, 84 Stat. 1181; Pub. L. 91-656, §4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 633; Pub. L. 92-607, ch. V, §505, Oct. 31, 1972, 86 Stat. 1505; Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 532; Pub. L. 93-245, ch. VI, Jan. 3, 1974, 87 Stat. 1078; Pub. L. 93-255, §1, Mar. 27, 1974, 88 Stat. 52; Pub. L. 93-371, §6, Aug. 13, 1974, 88 Stat. 430; Pub. L. 94-59, title I, §102, July 25, 1975, 89 Stat. 274; Pub. L. 94-440, title I, §101(a), Oct. 1, 1976, 90 Stat. 1443; Pub. L. 95-94, title I, §111(d), Aug. 5, 1977, 91 Stat. 663; Pub. L. 95-391, title I, §104(b), Sept. 30, 1978, 92 Stat. 772; Pub. L. 95-482, §112, Oct. 18, 1978, 92 Stat. 1605; Pub. L. 96-304, title I, §§107(a), 112(b)(1), July 8, 1980, 94 Stat. 890, 892; Pub. L. 98-181, title I, §1203(a), Nov. 30, 1983, 97 Stat. 1289; Pub. L. 98-367, title I, §§3(a), 12(a), (b), July 17, 1984, 98 Stat. 475, 476; Pub. L. 100-71, title I, §3(a), July 11, 1987, 101 Stat. 423; Pub. L. 100-137, §1(c)(1), Oct. 21, 1987, 101 Stat. 818; Pub. L. 100-202, §101(i) [title I, §1(a)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-293.)

CODIFICATION

Section is comprised of subsecs. (a) to (f) and (j) of section 105 of Pub. L. 90-57. Other subsections of such section 105 provided as follows: subsecs. (g) and (h) amended section 60j(b) of this title and section 5533(c) of title 5, respectively; subsec. (i) repealed sections 60f, 72a-1, 72a-1a, and 72a-4 of this title and amended provisions set out as a note under section 60a-1 of this title; subsec. (k) is set out as an Effective Date note below.

AMENDMENTS

1995—Subsec. (d)(1)(A). The table was revised downward, effective Jan. 1, 1995, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 28, 1994, set out as a note under section 60a-1 of this title. Prior to such downward revision, the table was set out as follows:

“\$1,093,611 if the population of his State is less than 5,000,000;
 “\$1,138,095 if such population is 5,000,000 but less than 6,000,000;
 “\$1,182,580 if such population is 6,000,000 but less than 7,000,000;

“\$1,227,064 if such population is 7,000,000 but less than 8,000,000;
 “\$1,271,548 if such population is 8,000,000 but less than 9,000,000;
 “\$1,316,032 if such population is 9,000,000 but less than 10,000,000;
 “\$1,360,516 if such population is 10,000,000 but less than 11,000,000;
 “\$1,405,001 if such population is 11,000,000 but less than 12,000,000;
 “\$1,449,485 if such population is 12,000,000 but less than 13,000,000;
 “\$1,493,969 if such population is 13,000,000 but less than 14,000,000;
 “\$1,538,454 if such population is 14,000,000 but less than 15,000,000;
 “\$1,582,940 if such population is 15,000,000 but less than 16,000,000;
 “\$1,627,424 if such population is 16,000,000 but less than 17,000,000;
 “\$1,671,908 if such population is 17,000,000 but less than 18,000,000;
 “\$1,700,366 if such population is 18,000,000 but less than 19,000,000;
 “\$1,728,827 if such population is 19,000,000 but less than 20,000,000;
 “\$1,757,286 if such population is 20,000,000 but less than 21,000,000;
 “\$1,785,748 if such population is 21,000,000 but less than 22,000,000;
 “\$1,814,208 if such population is 22,000,000 but less than 23,000,000;
 “\$1,842,668 if such population is 23,000,000 but less than 24,000,000;
 “\$1,871,127 if such population is 24,000,000 but less than 25,000,000;
 “\$1,899,586 if such population is 25,000,000 but less than 26,000,000;
 “\$1,928,048 if such population is 26,000,000 but less than 27,000,000;
 “\$1,956,507 if such population is 27,000,000 but less than 28,000,000; and
 “\$1,984,968 if such population is 28,000,000 or more.”

Subsec. (d)(2). Figure “\$1,655” increased, effective Jan. 1, 1995, to “\$1,689”, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 28, 1994, set out as a note under section 60a-1 of this title.

Subsec. (f). Figure “\$1,655” to be deemed to refer, effective Jan. 1, 1995, to the figure “\$1,689”, see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 28, 1994, set out as a note under section 60a-1 of this title.

1993—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1993, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,595” and “\$124,959” increased, effective Jan. 1, 1993, to “\$1,655” and “\$129,059”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$124,464”, “\$124,959”, and “\$126,815” to be deemed to refer, effective Jan. 1, 1993, to the figures “\$128,564”, “\$129,059”, and “\$130,915”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,595” and “\$124,959” to be deemed to refer, effective Jan. 1, 1993, to the figures “\$1,655” and “\$129,059”, respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Dec. 17, 1992, formerly set out as a note under section 60a-1 of this title.

1992—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1992, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,530” and “\$97,359” increased, effective Jan. 1, 1992, to “\$1,595” and “\$124,959”,

respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$96,864”, “\$97,359”, and “\$99,215” to be deemed to refer, effective Jan. 1, 1992, to the figures “\$124,464”, “\$124,959”, and “\$126,815”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,530” and “\$97,359” to be deemed to refer, effective Jan. 1, 1992, to the figures “\$1,595” and “\$124,959”, respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Dec. 18, 1991, formerly set out as a note under section 60a-1 of this title.

1991—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1991, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,469” and “\$84,959” increased, effective Jan. 1, 1991, to “\$1,530” and “\$97,359”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$84,464”, “\$84,959”, and “\$86,815” (as increased to “\$93,364”, “\$93,859”, and “\$95,715”, respectively) to be deemed to refer, effective Jan. 1, 1991, to the figures “\$96,864”, “\$97,359”, and “\$99,215”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,469” and “\$84,959” (as increased to \$93,859) to be deemed to refer, effective Jan. 1, 1991, to the figures “\$1,530” and “\$97,359”, respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1990, formerly set out as a note under section 60a-1 of this title.

1990—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1990, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 21, 1989, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figure “\$1,417” increased, effective Jan. 1, 1990, to “\$1,469”, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 21, 1989, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure “\$1,417” to be deemed to refer, effective Jan. 1, 1990, to figure “\$1,469”, see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 21, 1989, formerly set out as a note under section 60a-1 of this title.

1989—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1989, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 9, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figure “\$1,361” increased, effective Jan. 1, 1989, to “\$1,417”, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 9, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure “\$1,361” to be deemed to refer, effective Jan. 1, 1989, to figure “\$1,417”, see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 9, 1988, formerly set out as a note under section 60a-1 of this title.

1988—Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1988, by section 6(b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,334” and “\$72,676” increased, effective Jan. 1, 1988, to “\$1,361” and “\$84,959”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$72,166”, “\$72,676”, and “\$74,588” (as increased to “\$78,545”, “\$79,100”, and “\$81,181”, respectively) to be deemed to refer, effective

Jan. 1, 1988, to the figures “\$84,464”, “\$84,959”, and “\$86,815”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,334” and “\$72,676” to be deemed to refer, effective Jan. 1, 1988, to the figures “\$1,361” and “\$84,959”, respectively, see section 7(a), (b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1988, formerly set out as a note under section 60a-1 of this title.

1987—Subsec. (d)(1). Pub. L. 100-202 amended table and sentence immediately following table generally.

Pub. L. 100-137, §1(c)(1), designated existing provisions of par. (1) as subpar. (A), substituted “Except as otherwise provided in subparagraphs (B) and (C), the” for “The” in provision preceding table, and added subpars. (B) and (C).

Pub. L. 100-71 substituted “less than 6,000,000” for “less than 7,000,000” and inserted “\$931,810 if such population is 6,000,000 but less than 7,000,000;”.

The table was revised upward, effective Jan. 1, 1987, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,295” and “\$70,559” increased, effective Jan. 1, 1987, to “\$1,334” and “\$72,676”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$70,064”, “\$70,559”, and “\$72,415” to be deemed to refer, effective Jan. 1, 1987, to the figures “\$72,166”, “\$72,676”, and “\$74,588”, respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,295” and “\$70,559” to be deemed to refer, effective Jan. 1, 1987, to the figures “\$1,334” and “\$72,676”, respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title.

1985—Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1985, by section 6(b) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,251” and “\$68,172” increased, effective Jan. 1, 1985, to “\$1,295” and “\$70,559”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures “\$67,694”, “\$68,172”, and “\$69,966” to be deemed to refer, effective Jan. 1, 1985, to the figures “\$70,064”, “\$70,559”, and “\$72,415”, respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,251” and “\$68,172” to be deemed to refer, effective Jan. 1, 1985, to the figures “\$1,295” and “\$70,559”, respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985, formerly set out as a note under section 60a-1 of this title.

1984—Subsec. (d)(1). Pub. L. 98-367, §3(a), struck out subpar. (A) designation, substituted “In the event that the term of office of a Senator begins after the first month of a fiscal year or ends (except by reason of death, resignation, or expulsion) before the last month of a fiscal year, the aggregate amount available for gross compensation of employees in the office of such Senator for such year shall be the applicable amount contained in the table included in the preceding sentence, divided by 12, and multiplied by the number of months in such year which are included in the Senator’s term of office, counting any fraction of a month as a full month” for “In any fiscal year in which a Senator does not hold the office of Senator at least part of each month of that year, the aggregate amount available for gross compensation of employees in the office of that Senator shall be the applicable amount con-

tained in the table included in this subparagraph, divided by 12, and multiplied by the number of months the Senator holds such office during that fiscal year, counting any fraction of a month as a full month", and struck out subpar. (B), which provided that the aggregate of payments of gross compensation made to employees in the office of a Senator during each fiscal year would not exceed at any time during such fiscal year one-twelfth of the applicable amount contained in the table included in former subpar. (A) multiplied by the number of months (counting a fraction of a month as a month) elapsing from the first month in that fiscal year in which the Senator held the office of Senator through the end of the current month for which the payment of gross compensation was to be made.

Subsec. (d)(1)(A). The table was revised upward, effective Jan. 1, 1984, by section 6(b) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Pub. L. 98-367, § 12(a), substituted "The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than \$1,251 or in excess of \$68,172 per annum" for "The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than \$1,251 per annum or in excess of \$40,721 per annum except that (i) the salaries of three employees may be fixed at rates of not more than \$64,106 per annum, (ii) the salaries of five employees may be fixed at rates of not more than \$64,704 per annum, and (iii) the salary of one employee may be fixed at a rate of not more than \$68,172 per annum".

Figures "\$1,202", "\$39,154", "\$71,101", "\$68,938", and "\$72,061" increased, effective Jan. 1, 1984, to "\$1,251", "\$40,721", "\$64,106", "\$64,704", and "\$68,172", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Pub. L. 98-367, § 12(b), substituted "No employee of a committee of the Senate shall be paid at a gross rate in excess of \$67,694, in case of an employee of a joint committee the expenses of which are paid from the contingent fund of the Senate, \$68,172, in case of an employee of a select committee (including the conference majority and conference minority of the Senate), or \$69,966, in case of an employee of any standing committee (including the majority and minority policy committees) of the Senate" for "No employee of any standing or select committee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), or of any joint committee the expenses of which are paid from the contingent fund of the Senate, shall be paid at a gross rate in excess of \$64,106 per annum, except that (A) two employees of any such committee (other than the Committee on Appropriations), who are otherwise authorized to be paid at such rate, may be paid at gross rates not in excess of \$65,661 per annum, and four such employees may be paid at gross rates not in excess of \$69,966 per annum; and (B) sixteen employees of the Committee on Appropriations who are otherwise authorized to be paid at such rate, may be paid at gross rates not in excess of \$65,661 per annum, and five such employees may be paid at gross rates not in excess of \$69,966 per annum".

Figures "\$71,101", "\$73,983", and "\$78,066" (as reduced to "\$61,640", "\$63,135", and "\$67,275", respectively, by section 304 of Pub. L. 98-51, 5 U.S.C. 5318 note) to be deemed to refer, effective Jan. 1, 1984, to the figures "\$64,106", "\$65,661", and "\$69,966", respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figure "\$1,202" to be deemed to refer, effective Jan. 1, 1984, to the figure "\$1,251", see section 7(a) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

Figure "\$78,066" (as reduced to "\$65,550" by section 304 of Pub. L. 98-51, 5 U.S.C. 5318 note) to be deemed to

refer, effective Jan. 1, 1984, to the figure "\$68,172", see section 7(b)(1) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983, formerly set out as a note under section 60a-1 of this title.

1983—Subsec. (a)(2). Pub. L. 98-181 amended par. (2) generally. Prior to amendment par. (2) read: "New or changed rates of compensation of any such employees shall be certified in writing to the disbursing office of the Senate on or before the day on which they are to become effective, except that in the case of any change, other than an appointment, to become effective on or after the first day and prior to the tenth day of any month, such certification may be made at any time not later than the tenth day of such month."

1982—Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1982, by section 6(b) of the Salary Directive of the President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,155", "\$37,648", "\$68,366", "\$66,286", and "\$69,289" increased, effective Oct. 1, 1982, to "\$1,202", "\$39,154", "\$71,101", "\$68,938", and "\$72,061", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$68,366", "\$71,137", and "\$75,063" to be deemed to refer, effective Oct. 1, 1982, to the figures "\$71,101", "\$73,983", and "\$78,066", respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,155" and "\$75,063" to be deemed to refer, effective Oct. 1, 1982, to the figures "\$1,202" and "\$78,066", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982, formerly set out as a note under section 60a-1 of this title.

1981—Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1981, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,102", "\$35,923", "\$63,250", and "\$66,115" increased, effective Oct. 1, 1981, to the figures "\$1,155", "\$37,648", "\$66,286", and "\$69,289", respectively, and "\$68,366 per annum" substituted for "the rate referred to in that portion of subsection (e)(3) of this section preceding subparagraph (A)", see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3). Figures "\$65,234", "\$67,878", and "\$71,625" to be deemed to refer, effective Oct. 1, 1981, to the figures "\$68,366", "\$71,137", and "\$75,063", respectively, see section 5(b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,102" and "\$71,625" to be deemed to refer, effective Oct. 1, 1981, to the figures "\$1,155" and "\$75,063", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981, formerly set out as a note under section 60a-1 of this title.

1980—Subsec. (a)(1). Pub. L. 96-304, § 107(a), substituted "October 1, 1980, such rate as so fixed or adjusted shall be at a single whole dollar per annum gross rate and may not include a fractional part of a dollar" for "August 1, 1967, such rate as so fixed or adjusted shall be a single per annum gross rate which is a multiple of \$202".

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1980, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Pub. L. 96-304, § 112(b)(1), substituted "that portion of subsection (e)(3) of this section preceding subparagraph (A)" for "subsection (e)(1) of this section".

Figures "\$1,010", "\$32,926", "\$57,974", and "\$60,600" increased, effective Oct. 1, 1980, to the figures "\$1,102", "\$35,923", "\$63,250", and "\$66,115", respectively, see sec-

tion 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Pub. L. 96-304, §112(b)(1), struck out par. (1) which provided that the professional staff members of standing committees of the Senate receive gross annual compensation to be fixed by the chairman at not to exceed \$65,234, and par. (2) which provided that the rates of gross compensation of the clerical staff of each standing committee of the Senate, as fixed by the chairman, be for each committee, other than the Committee on Appropriations, one chief clerk and one assistant chief clerk at not to exceed \$65,234, and not to exceed four other clerical assistants at not to exceed \$26,006, and for the Committee on Appropriations, one chief clerk and one assistant chief clerk and two assistant clerks at not to exceed \$65,234, such assistant clerks as may be necessary at not to exceed \$39,228, and such other clerical assistants as may be necessary at not to exceed \$26,006.

Figures "\$23,836", "\$35,956", "\$59,792", "\$62,216", and "\$65,650" to be deemed to refer, effective Oct. 1, 1980, to the figures "\$26,006", "\$39,228", "\$65,234", "\$67,878" and "\$71,625", respectively, see section 5(b)(1), (2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,010" and "\$65,650" to be deemed to refer, effective Oct. 1, 1980, to the figures "\$1,102" and "\$71,625", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980, formerly set out as a note under section 60a-1 of this title.

1979—Subsec. (a)(1). Figure "202" was substituted for figure "189" to reflect the use of the figure "202" as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1979, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,134", "\$30,807", "\$54,243", and "\$56,700" increased, effective Oct. 1, 1979, to the figures "\$1,010", "\$32,926", "\$57,974", and "\$60,600", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures "\$22,302", "\$33,642", "\$55,944", "\$58,212", and "\$61,425" to be deemed to refer, effective Oct. 1, 1979, to the figures "\$23,836", "\$35,956", "\$59,792", "\$62,216", and "\$65,650", respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,134" and "\$61,425" to be deemed to refer, effective Oct. 1, 1979, to the figures "\$1,010" and "\$65,650", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979, formerly set out as a note under section 60a-1 of this title.

1978—Subsec. (a)(1). Figure "189" was substituted for figure "179" to reflect the use of the figure "189" as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1978, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Pub. L. 95-391 inserted item in the table added by section 6(b) of Salary Directive of President pro tempore of the Senate dated Sept. 29, 1977, providing that the aggregate of gross compensation paid employees in the office of a Senator not exceed \$664,627 if the population of that Senator's State is 8,000,000 but less than 9,000,000.

Subsec. (d)(2). Figures "\$1,074", "\$29,177", "\$51,373", and "\$53,700" increased, effective Oct. 1, 1978, to the fig-

ures "\$1,134", "\$30,807", "\$54,243", and "\$56,700", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures "\$21,122", "\$31,862", "\$52,984", "\$55,132", and "\$58,175" to be deemed to refer, effective Oct. 1, 1978, to the figures "\$22,302", "\$33,642", "\$55,944", "\$58,212", and "\$61,425", respectively, see section 5(b)(1), (2) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(3)(A). Pub. L. 95-482, §112(1), (2), substituted "two employees" for "four employees" and "four such employees" for "two such employees".

Subsec. (e)(3)(B). Pub. L. 95-482, §112(3), substituted "five such employees" for "three such employees".

Subsec. (f). Figures "\$1,074" and "\$58,175" to be deemed to refer, effective Oct. 1, 1978, to the figures "\$1,134" and "\$61,425", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978, formerly set out as a note under section 60a-1 of this title.

1977—Subsec. (a)(1). Figure "179" was substituted for figure "167" to reflect the use of the figure "179" as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1977, by section 6(b) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,169", "\$27,221", "\$47,929", and "\$50,100" increased, effective Oct. 1, 1977, to the figures "\$1,074", "\$29,177", "\$51,373", and "\$53,700", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Pub. L. 95-94 added cl. (i). Former cls. (i) and (ii) were redesignated (ii) and (iii), respectively.

Subsec. (e). Figures "\$19,706", "\$29,726", "\$49,432", "\$51,436", and "\$54,275" to be deemed to refer, effective Oct. 1, 1977, to the figures "\$21,122", "\$31,862", "\$52,984", "\$55,132", and "\$58,175", respectively, see section 5(b)(1), (2) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,169" and "\$54,275" to be deemed to refer, effective Oct. 1, 1977, to the figures "\$1,074" and "\$58,175", respectively, see section 7(a), (b)(1) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977, formerly set out as a note under section 60a-1 of this title.

1976—Subsec. (a)(1). Figure "167" was substituted for figure "159" to reflect the use of the figure "167" as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). Pub. L. 94-440 substituted "fiscal year" for "calendar year" wherever appearing.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1976, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures "\$1,113", "\$25,440", "\$43,407", and "\$45,315" increased, effective Oct. 1, 1976, to the figures "\$1,169", "\$27,221", "\$47,929", and "\$50,100", respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures "\$18,762", "\$27,666", "\$44,679", "\$46,587", and "\$48,653" to be deemed to refer, effective Oct. 1, 1976, to the figures "\$19,706", "\$29,726", "\$49,432", "\$51,436", and "\$54,275", respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures "\$1,113" and "\$48,654" to be deemed to refer, effective Oct. 1, 1976, to the figures

“\$1,169” and “\$54,275”, respectively, see section 7(a), (b)(1), of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976, formerly set out as a note under section 60a-1 of this title.

1975—Subsec. (a)(1). Figure “\$159” was substituted for figure “\$151” to reflect the use of the figure “\$159” as the multiple used for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1975, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Pub. L. 94-59 revised upward, effective July 1, 1975, the table covering the aggregate gross compensation paid employees in the office of a Senator.

Subsec. (d)(2). Figures “\$1,057”, “\$24,160”, “\$41,223”, and “\$43,035” increased, effective Oct. 1, 1975, to the figures “\$1,113”, “\$25,440”, “\$43,407”, and “\$45,315”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$17,818”, “\$26,274”, “\$42,431”, “\$44,243”, and “\$46,206” to be deemed to refer, effective Oct. 1, 1975, to the figures “\$18,762”, “\$27,666”, “\$44,679”, “\$46,587”, and “\$48,653”, respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,057” and “\$46,206” to be deemed to refer, effective Oct. 1, 1975, to the figures “\$1,113” and “\$48,654”, respectively, see section 7(a), (b)(1), of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975, formerly set out as a note under section 60a-1 of this title.

1974—Subsec. (a)(1). Figure “\$151” was substituted for figure “\$285” to reflect the use of the figure “\$151” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1974, by section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Pub. L. 93-371 revised upward, effective July 1, 1974, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator.

Subsec. (d)(2). Figures “\$1,140”, “\$22,800”, “\$39,045”, and “\$40,755” increased, effective Oct. 1, 1974, to the figures “\$1,057”, “\$24,160”, “\$41,223”, and “\$43,035”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$16,815”, “\$24,795”, “\$40,185”, “\$41,895”, and “\$43,890” to be deemed to refer, effective Oct. 1, 1974, to the figures “\$17,818”, “\$26,274”, “\$42,431”, “\$44,243”, and “\$46,206”, respectively, see section 5(b)(1), (2), of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(1). Pub. L. 93-245 and Pub. L. 93-255 substituted “at not to exceed” for “ranging from \$18,525 to”.

Subsec. (e)(2)(A). Pub. L. 93-245 substituted “not to exceed” for “\$8,265 to”.

Subsec. (e)(2)(B). Pub. L. 93-245 substituted “not to exceed” for “\$18,240 to”, “\$14,250 to”, and “\$8,265 to”.

Subsec. (f). Figures “\$1,140” and “\$43,890” to be deemed to refer, effective Oct. 1, 1974, to the figures “\$1,057” and “\$46,206”, respectively, see section 7(a), (b)(1), of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974, formerly set out as a note under section 60a-1 of this title.

1973—Subsec. (a)(1). Figure “\$285” was substituted for figure “\$272” to reflect the use of the figure “\$285” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro

tempore of the Senate, Oct. 4, 1973, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective Oct. 1, 1973, pursuant to Pub. L. 91-656, see section 6(b) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out under section 60a-1 of this title.

Pub. L. 93-145 revised upward, retroactive to July 1, 1973, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator and, effective Jan. 1, 1974, designated such revised table as subpar. (A), added subpar. (B), and in subpar. (A) as so designated added following the table provisions covering calendar years in which a Senator does not hold the office of Senator at least part of each month for that year.

Subsec. (d)(2). Salary dollar limits were modified upward, effective Oct. 1, 1973, so as to substitute “\$1,140” for “\$1,128”, “\$22,800” for “\$15,040”, “\$39,045” for “\$24,400”, and “\$40,755” for “\$25,568” pursuant to Pub. L. 91-656, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out under section 60a-1 of this title.

Pub. L. 93-145 raised from \$23,652 to \$24,400 in the case of two employees and from \$23,312 to \$24,400 in the case of one employee the maximum figure at which the salaries of such employees in a Senator’s office may be set, raising thereby from two to five the number of employees in a Senator’s office whose gross rates salary may be fixed at \$24,400 per annum.

Subsec. (e). Figures “\$18,525”, “\$40,185”, “\$8,265”, “\$14,250”, “\$24,795”, “\$16,815”, “\$18,240”, “\$41,895”, and “\$43,890” were substituted for figures “\$18,496”, “\$38,352”, “\$8,160”, “\$14,144”, “\$23,664”, “\$16,048”, “\$18,224”, “\$39,984”, and “\$41,616”, respectively, pursuant to Pub. L. 91-656, see section 5(b) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out under section 60a-1 of this title, which directed that the latter set of figures enumerated herein as appearing in subsec. (e) be deemed to refer to the former set of enumerated figures, effective Oct. 1, 1973.

Subsec. (e)(2)(B). Pub. L. 93-145 substituted “\$18,224” for “\$20,400”.

Subsec. (f). Figures “\$1,140” and “\$43,890” were substituted for “\$1,088” and “\$41,616”, respectively, pursuant to Pub. L. 91-656, see section 7 of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973, formerly set out as a note under section 60a-1 of this title, under which the latter enumerated figures were to be deemed to refer to the former enumerated figures, effective Oct. 1, 1973.

1972—Subsec. (a)(1). Figure “\$272” was substituted for figure “\$259” to reflect the use of the figure “\$272” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1973, by Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,295”, “\$20,720”, “\$27,972”, “\$33,929”, “\$35,483”, and “\$37,037” to be deemed to refer, effective Jan. 1, 1973, to the figures “\$1,088”, “\$21,760”, “\$29,376”, “\$35,632”, “\$37,264”, and “\$38,896”, respectively, see section 6(c)(1) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$8,288”, “\$15,281”, “\$14,245”, “\$18,648”, “\$22,533”, “\$20,461”, “\$36,519”, “\$38,073”, and “\$39,627” to be deemed to refer, effective Jan. 1, 1973, to the figures “\$8,160”, “\$16,048”, “\$14,144”, “\$18,496”, “\$23,664”, “\$20,400”, “\$38,352”, “\$39,984”, and “\$41,616”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title.

Pub. L. 92-607 substituted “three such employees” for “two such employees” in par. (3)(B).

Subsec. (f). Figures “\$1,088” and “\$41,616” were substituted for “\$1,295” and “\$39,627”, respectively, pursu-

ant to Pub. L. 91-656, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 16, 1972, formerly set out as a note under section 60a-1 of this title, under which the latter enumerated figures were to be deemed to refer to the former enumerated figures.

1971—Subsec. (a)(1). Figure “\$259” was substituted for figure “\$246” to reflect the use of the figure “\$259” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figure “\$246” was substituted for figure “\$188” to reflect the use of the figure “\$246” as the multiple for determining the general upward revision of salaries by Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1972, by Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Pub. L. 92-184 revised upward, effective Jan. 1, 1972, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator.

The table was revised upward, effective Feb. 1, 1971, by Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2). Figures “\$1,230”, “\$19,680”, “\$26,568”, “\$32,226”, “\$33,702”, “\$35,178” to be deemed to refer, effective Jan. 1, 1972, to the figures “\$1,295”, “\$20,720”, “\$27,972”, “\$33,929”, “\$35,483”, and “\$37,037”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figures “\$1,095”, “\$17,520”, “\$23,652”, “\$28,689”, “\$30,003”, and “\$31,317” to be deemed to refer, effective Feb. 1, 1971, to the figures “\$1,230”, “\$19,680”, “\$26,568”, “\$32,226”, “\$33,702”, and “\$35,178”, respectively, see section 6(c) of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (e). Figures “\$8,118”, “\$14,514”, “\$14,022”, “\$18,450”, “\$21,402”, “\$20,418”, “\$32,712”, “\$34,014”, and “\$35,496” to be deemed to refer, effective Jan. 1, 1972, to the figures “\$8,288”, “\$15,281”, “\$14,245”, “\$18,648”, “\$22,533”, “\$20,461”, “\$36,519”, “\$38,073”, and “\$39,627”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figures “\$7,888”, “\$13,688”, “\$13,920”, “\$18,328”, “\$20,184”, “\$20,416”, “\$32,712”, “\$34,014”, and “\$35,496” to be deemed to refer, effective Feb. 1, 1971, to the figures “\$8,118”, “\$14,514”, “\$14,022”, “\$18,450”, “\$21,402”, “\$30,418”, “\$32,712”, “\$34,014”, and “\$35,496”, respectively, see section 5(b) of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

Subsec. (f). Figures “\$1,230” and “\$35,670” to be deemed to refer, effective Jan. 1, 1972, to the figures “\$1,295” and “\$39,627”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Dec. 23, 1971, formerly set out as a note under section 60a-1 of this title.

Figures “\$1,160” and “\$35,496” to be deemed to refer, effective Feb. 1, 1971, to the figures “\$1,230” and “\$35,670”, respectively, see section 7 of Salary Directive of President pro tempore of the Senate, Jan. 15, 1971, formerly set out as a note under section 60a-1 of this title.

1970—Subsec. (a)(1). Figure “\$219” deemed on and after May 1, 1970, to refer to figure “\$232”, see section 3(a) of Salary Directive of President pro tempore of the Senate, Apr. 15, 1970, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective May 1, 1970, see section 2 of Salary Directive of President pro tempore of the Senate, Apr. 15, 1970, formerly set out as a note under section 60a-1 of this title.

Subsecs. (d)(2) to (f). Figures were increased, effective May 1, 1970, see section 3(b) of Salary Directive of President pro tempore of the Senate, Apr. 15, 1970, formerly set out as a note under section 60a-1 of this title.

Subsec. (e)(1). Pub. L. 91-510 increased range of gross annual compensation of professional staff members from “\$14,852 to \$23,312” to “\$18,328 to \$32,712”.

Subsec. (e)(2). Pub. L. 91-510 increased range of gross compensation of clerical staff in subpar. (A) for chief clerk and assistant chief clerk from “\$6,392 to \$23,312” to “\$7,888 to \$32,712” and for other clerical assistants from “\$6,392 to \$11,092” to “\$7,888 to \$13,688” and in subpar. (B) for chief clerk, assistant chief clerk, and assistant clerks from “\$16,544 to \$23,312” to “\$20,416 to \$32,712”, for necessary assistant clerks from “\$11,280 to \$16,356” to “\$13,920 to \$20,184”, and for other necessary clerical assistants from “\$6,392 to \$11,092” to “\$7,888 to \$13,688”.

Subsec. (e)(3). Pub. L. 91-510 increased gross rate of compensation from “\$23,312” to “\$32,712” per annum for certain employees of any standing or select committee of the Senate or joint committee expenses of which are paid from contingent fund of the Senate, in subpar. (A) for employees of any such committee from “\$24,400” for two employees to “\$34,104” for four employees and from “\$25,568” for one employee to “\$35,496” for two employees, and in subpar. (B) for employees of Committee on Appropriation from “\$24,400” for seventeen employees to “\$34,104” for sixteen employees and from “\$25,568” for one employee to “\$35,496” for two employees.

Subsec. (f). Pub. L. 91-510 increased minimum and maximum gross compensation limitation from “\$1,128” and “\$25,568” to “\$1,160” and “\$35,496”, respectively, and deleted sentence providing that in any case in which the fixing of any salary rate in multiples as required by this section would result in a rate in excess of the maximum rate specified in this subsection, the rate so fixed shall be reduced to such maximum rate.

1969—Subsec. (a)(1). Figure “\$199” deemed on and after July 1, 1969, to refer to figure “\$219”, see section 4(a) of Salary Directive of President pro tempore of the Senate, June 17, 1969, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). Pub. L. 91-145 increased the amounts in the table providing for Senators’ clerk hire allowances by \$23,652.

The table was revised upward, effective July 1, 1969, see section 2 of Salary Directive of President pro tempore of the Senate, June 17, 1969, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(2)(i). Pub. L. 91-145 substituted authorization for fixing the salary of two employees at gross rates of not more than \$23,652 per annum for prior authorization for fixing the salary of one employee at a gross rate of not more than \$18,988 per annum.

Subsecs. (d)(2) to (f). Figures were increased, effective July 1, 1969, see section 4(b) of Salary Directive of President pro tempore of the Senate, June 12, 1969, formerly set out as a note under section 60a-1 of this title.

1968—Subsec. (a)(1). Figure “\$188” deemed on and after July 1, 1968, to refer to figure “\$199”, see section 1(g) of Salary Directive of President pro tempore of the Senate, June 12, 1968, formerly set out as a note under section 60a-1 of this title.

Subsec. (d)(1). The table was revised upward, effective July 1, 1968, see section 1(d)(1) of Salary Directive of President pro tempore of the Senate, June 12, 1968, formerly set out as a note under section 60a-1 of this title.

Subsecs. (d)(2) to (f). Figures were increased, effective July 1, 1968, see sections 1(g) and 2(b) of Salary Directive of President pro tempore of the Senate, June 12, 1968, formerly set out as a note under section 60a-1 of this title.

1967—Subsec. (a)(1). Pub. L. 90-206, §214(j), substituted “\$188” for “\$180”.

Subsec. (d)(1). Pub. L. 90-206, §214(k), increased the aggregate amount of the per annum gross rates of compensation of employees in the office of a Senator.

Subsecs. (d)(2) to (f). Pub. L. 90-206, §214(l), substituted “\$1,128”, “\$6,392”, “\$11,092”, “\$11,280”,

“\$14,852”, “\$15,040”, “\$16,356”, “\$16,544”, “\$18,988”, “\$23,312”, “\$24,440”, and “\$25,568” for “\$1,080”, “\$6,120”, “\$10,620”, “\$10,800”, “\$14,220”, “\$14,400”, “\$15,660”, “\$15,840”, “\$18,180”, “\$22,320”, “\$23,400”, and “\$24,480”, respectively, wherever appearing.

EFFECTIVE DATE OF 1987 AMENDMENTS

Section 101(i) [title I, §1(b)] of Pub. L. 100-202 provided that: “The amendment made by this section [amending this section] shall be effective in the case of fiscal years beginning after September 30, 1987.”

Section 1(c)(1) of Pub. L. 100-137 provided that the amendment made by that section is effective Jan. 1, 1988.

Section 3(a) of Pub. L. 100-71 provided that the amendment made by that section is effective July 1, 1987.

EFFECTIVE DATE OF 1984 AMENDMENT

Section 3(b) of Pub. L. 98-367 provided that: “The amendments made by subsection (a) of this section [amending this section] shall be effective with respect to fiscal years beginning after September 30, 1984.”

Section 12(c) of Pub. L. 98-367 provided that: “The amendments made by subsection (a) of this section [amending this section] shall take effect on October 1, 1984.”

EFFECTIVE DATE OF 1983 AMENDMENT

Section 1203(b) of Pub. L. 98-181 provided that: “The amendment made by subsection (a) [amending this section] shall be applicable in the case of new or changed rates of compensation which are certified to the Disbursing Office of the Senate on or after January 1, 1984.”

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by section 107(a) of Pub. L. 96-304 effective Oct. 1, 1980, see section 107(d) of Pub. L. 96-304, set out as an Effective Date of 1980 Amendment note under section 60j of this title.

Section 112(b) of Pub. L. 96-304 provided that the amendment made by that section is effective as of the close of Feb. 28, 1981.

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95-94 effective Oct. 1, 1977, see section 111(f) of Pub. L. 95-94, set out as an Effective Date note under section 72a-1e of this title.

EFFECTIVE DATE OF 1976 AMENDMENT

Section 101(a) of Pub. L. 94-440 provided that the amendment made by that section is effective Oct. 1, 1976.

EFFECTIVE DATE OF 1974 AMENDMENT

Section 6 of Pub. L. 93-371 provided that the amendment made by that section is effective July 1, 1974.

EFFECTIVE DATE OF 1973 AMENDMENT

Section 101 of Pub. L. 93-145 provided that the upward revision of the table in subsec. (d)(1) and the amendment of subsec. (d)(2) of this section are effective July 1, 1973, but that the remaining amendments of subsec. (d)(1) by Pub. L. 93-145 [designating the revised table as subpar. (A), adding provisions following the table in such redesignated subpar. (A), and adding subpar. (B)] are effective Jan. 1, 1974.

EFFECTIVE DATE OF 1971 AMENDMENT

Section 401 of Pub. L. 92-184 provided that the amendment made by that section is effective Jan. 1, 1972.

EFFECTIVE DATE OF 1970 AMENDMENT

Amendment by Pub. L. 91-510 effective Jan. 1, 1971, see section 601(6) of Pub. L. 91-510, set out as a note under section 72a of this title.

EFFECTIVE DATE OF 1969 AMENDMENT

Section 101 of Pub. L. 91-145 provided that the amendment made by that section is effective Nov. 1, 1969.

EFFECTIVE DATE OF 1967 AMENDMENT

Amendment by Pub. L. 90-206 effective at beginning of first pay period which begins on or after Dec. 16, 1967, see section 220(a)(3) of Pub. L. 90-206, set out as a note under section 603 of Title 28, Judiciary and Judicial Procedure.

EFFECTIVE DATE

Section 105(k) of Pub. L. 90-57 provided that: “This section [enacting this section, amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees, repealing sections 60f, 72a-1, 72a-1a, and 72a-4 of this title, and amending provisions set out as notes under section 60a-1 of this title] shall be effective from and after August 1, 1967.”

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

1975 ADJUSTMENTS IN COMPENSATION IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS, EMPLOYEES OF SENATORS, EMPLOYEES OF STANDING AND SELECT COMMITTEES AND JOINT COMMITTEES THE EXPENSES OF WHICH ARE PAID FROM SENATE CONTINGENT FUND, AND OFFICERS OR EMPLOYEES PAID BY SECRETARY OF SENATE

Pub. L. 94-59, title I, §105, July 25, 1975, 89 Stat. 275, as amended by Pub. L. 94-157, title I, §111(a), Dec. 18, 1975, 89 Stat. 832, provided in part that, effective July 1, 1975: “The two committee employees referred to in clause (A), and the three committee employees referred to in clause (B), of section 105(e)(3) of the Legislative Branch Appropriations Act, 1968, as amended and modified [subsec. (e)(3) of this section], whose salaries are appropriated under the heading ‘Salaries, Officers and Employees’ for ‘Committee Employees’ for the Senate during any fiscal year, and the two employees referred to in such clause (A) who are employees of any joint committee having legislative authority, may each be paid at a maximum annual rate of compensation not to exceed \$38,000, except that the Committee on Commerce is authorized to pay two employees, in addition to the two employees referred to in clause (A) of such section, at such maximum annual rate of compensation during the fiscal year ending June 30, 1976, and the transition period ending September 30, 1976. The two committee employees, other than joint committee employees, referred to in clause (A) of section 105(e)(3) of such Act [subsec. (e)(3) of this section] whose salaries are not appropriated under such heading may each be paid at a maximum annual rate of compensation not to exceed \$37,500, except, that the two employees of the majority policy committee and the two employees of the minority policy committee referred to in clause (A) of section 105(e)(3) of such Act [subsec. (e)(3) of this section] may each be paid at a maximum annual rate of compensation not to exceed \$38,000. The one employee in a Senator’s office referred to in section 105(d)(2)(ii) of such Act [subsec. (d)(2)(ii) of this section] may be paid at a maximum annual rate of compensation not to exceed \$38,000. Any officer or employee whose pay is subject to the maximum limitation referred to in section 105(f) of such Act [subsec. (f) of this section] may be paid at a maximum annual rate of compensation not to exceed \$38,000. This section does not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation,

and (2) any authority of the President pro tempore to adjust rates of compensation or limitations referred to in this paragraph under section 4 of the Federal Pay Comparability Act of 1970 [section 60a-1 of this title].”

Section 111(c) of Pub. L. 94-157 provided in part that amendment by section 111(a) of Pub. L. 94-157 inserting after “fiscal year” the words “, and the two employees referred to in such clause (A) who are employees of any joint committee having legislative authority,” shall become effective Jan. 1, 1976, and no increase in salary shall be payable for any period prior to such date by reason of the amendment.

1974 ADJUSTMENTS IN COMPENSATION IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS, PROFESSIONAL STAFF AND CLERICAL STAFF MEMBERS OF STANDING COMMITTEES, EMPLOYEES OF STANDING AND SELECT COMMITTEES AND JOINT COMMITTEES THE EXPENSES OF WHICH ARE PAID FROM SENATE CONTINGENT FUND, AND OFFICERS OR EMPLOYEES PAID BY SECRETARY OF SENATE

Pub. L. 93-371, § 4, Aug. 13, 1974, 88 Stat. 429, as amended by Pub. L. 94-157, title I, § 111(b), Dec. 18, 1975, 89 Stat. 832, provided in part that: “The two committee employees other than joint committee employees referred to in clause (A), and the three committee employees referred to in clause (B), of section 105(e)(3) of the Legislative Branch Appropriation Act, 1968, as amended and modified [subsec. (e)(3) of this section], may each be paid at a maximum annual rate of compensation not to exceed \$37,050. The four committee employees other than joint committee employees, who are not employees of a joint committee having legislative authority, referred to in such clause (A) and the sixteen committee employees referred to in such clause (B) may each be paid at a maximum annual rate of compensation not to exceed \$35,625. The one employee in a Senator’s office referred to in section 105(d)(2)(ii) of such Act [subsec. (d)(2)(ii) of this section] may be paid at a maximum annual rate of compensation not to exceed \$37,050. Any officer or employee whose pay is subject to the maximum limitation referred to in section 105(f) of such Act [subsec. (f) of this section] may be paid at a maximum annual rate of compensation not to exceed \$37,050.”

For provisions that section 101(4) of Pub. L. 93-371 [this note] do not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust rates and compensation or limitations referred to in this note under section 4 of the Federal Pay Comparability Act of 1970 [section 60a-1 of this title] and that the provisions of this note are effective July 1, 1974, see note under section 61a of this title.

Section 111(c) of Pub. L. 94-157 provided in part that amendment by section 111(b) of Pub. L. 94-157 inserting after “joint committee employees” the words “, who are not employees of a joint committee having legislative authority,” shall become effective Jan. 1, 1976, and no increase in salary shall be payable for any period prior to such date by reason of the amendment.

AGGREGATE OF GROSS COMPENSATION FOR EMPLOYEES IN OFFICE OF SENATOR FOR EACH FISCAL YEAR; INCREASE IN AMOUNT; REDUCTION IN AMOUNTS FOR COMMITTEE CHAIRMEN, RANKING MINORITY MEMBERS, ETC.

Section 111(a), (b) of Pub. L. 95-94, as amended by Pub. L. 95-240, title II, § 206, Mar. 7, 1978, 92 Stat. 117, eff. Oct. 1, 1977; Pub. L. 100-137, § 3, Oct. 21, 1987, 101 Stat. 819; Pub. L. 102-392, title I, § 1, Oct. 6, 1992, 106 Stat. 1706, eff. Oct. 1, 1992, provided that:

“(a) Except as provided in subsection (b), the aggregate of the gross compensation which may be paid to employees in the office of a Senator during each fiscal year under section 105(d) of the Legislative Branch Appropriation Act, 1968, as amended and modified (2 U.S.C. 61-1(d)), is increased by an amount equal to 3

times the maximum annual gross rate of compensation that may be paid to an employee of the office of a Senator.

“(b) [Repealed. Pub. L. 100-137, § 3, Oct. 21, 1987, 101 Stat. 819].”

[The amount of the increase referred to in section 111(a) of Pub. L. 95-94, set out above, was set at \$385,050 by § 6(d) of the Salary Directive of President pro tempore of the Senate, Dec. 28, 1994, set out as a note under section 60a-1 of this title.]

[Prior increases in the amount of increase authorized by section 111(a) of Pub. L. 95-94, set out above, were contained in the following Salary Directives of President pro tempore of the Senate, formerly set out as notes under section 60a-1 of this title: Oct. 9, 1978, § 6(d); Oct. 13, 1979, § 6(d); Oct. 1, 1980, § 6(d); Oct. 5, 1981, as amended Dec. 15, 1981, § 6(d); Oct. 1, 1982, § 6(d); Dec. 20, 1983, as amended May 2, 1984, § 6(d); Jan. 4, 1985, § 6(d); Dec. 19, 1986, § 6(d); Jan. 4, 1988, § 6(d); Dec. 9, 1988, § 6(d); Dec. 21, 1989, § 6(d); Dec. 20, 1990, § 6(d); Dec. 18, 1991, § 6(d); Dec. 17, 1992, § 6(d).]

[Section 3 of Pub. L. 100-137 provided that the repeal of section 111(b) of Pub. L. 95-94 is effective as of the first day of the 100th Congress [Jan. 6, 1987]].

[S.Res. 34, Jan. 6, 1987, provided: “That subsection (b) of section 111 of the Legislative Branch Appropriation Act, 1978 (P.L. 95-94) [set out as a note above] shall not be effective during the 100th Congress.” Similar provisions covering the 99th Congress were contained in S.Res. 85, § 23, Feb. 28, 1985.]

LIMITATION ON 1987 INCREASES IN MAXIMUM ANNUAL RATES TO STAFF MEMBERS OF STANDING, SPECIAL, AND SELECT COMMITTEES OF SENATE AND JOINT COMMITTEES OF CONGRESS WHOSE FUNDS ARE DISBURSED BY SECRETARY OF SENATE

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title, provided that, notwithstanding the provisions of section 5(b)(1) of that Order, any individual occupying a position on the staff of a standing committee of the Senate or the majority or minority policy committee of the Senate to which such rate applied should not be paid at any time at an annual rate in excess of \$1,000 less than the annual rate of compensation which was then or might thereafter, be in effect for those positions referred to in section 2(a) of that Order, that notwithstanding the provisions of section 5(b)(1) of that Order, any individual occupying a position on the staff of any special or select committee of the Senate or the conference majority or conference minority of the Senate to which any such rate applied should not be paid at any time at an annual rate in excess of \$2,500 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order, and that notwithstanding the provisions of section 5(b)(1) of that Order, any individual occupying a position on the staff of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate to which any such rate applied should not be paid at any time at an annual rate in excess of \$2,900 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order.

Similar provisions covering prior increases were contained in the following prior Salary Directives:

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985.

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983.

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982.

Section 5(b)(2)-(4) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980.

Section 5(b)(3)-(5) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979.

Section 5(b)(3)–(5) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978.

Section 5(b)(3)–(5) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977.

Section 5(b)(3)–(6) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976.

Section 5(b)(3)–(5) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975.

Section 5(b)(3)–(5) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974.

Section 5(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973.

LIMITATION ON 1987 INCREASES IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title, provided that, notwithstanding the modification made by section 6(c)(1) of that Order, any individual occupying a position in a Senator's office should not be paid at any time at an annual rate in excess of \$2,500 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order.

Similar provisions covering prior increases were contained in the following prior Salary Directives:

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Sept. 29, 1977.

Section 6(c)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976.

Section 6(c)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975.

Section 6(c)(2)–(4) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974.

Section 6(c)(2) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973.

LIMITATION ON 1987 INCREASE IN MAXIMUM ANNUAL RATE TO OFFICERS OR EMPLOYEES PAID BY SECRETARY OF SENATE

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Dec. 19, 1986, formerly set out as a note under section 60a-1 of this title, provided that, notwithstanding the provisions of section 7(b)(1) of that Order, any individual occupying a position to which such rate applied should not be paid at any time at an annual rate in excess of \$2,500 less than the annual rate of compensation which was then or might thereafter be in effect for those positions referred to in section 2(a) of that Order.

Similar provisions covering prior increases were contained in the following prior Salary Directives:

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Jan. 4, 1985.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Dec. 20, 1983.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1982.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 5, 1981.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 1, 1980.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 13, 1979.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 9, 1978.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Sept. 27, 1977.

Section 7(b)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 8, 1976.

Section 7(b)(2), (3) of Salary Directive of President pro tempore of the Senate, Oct. 2, 1975.

Section 7(b)(2) of Salary Directive of President pro tempore of the Senate, Oct. 7, 1974.

Section 7(b) of Salary Directive of President pro tempore of the Senate, Oct. 4, 1973.

1977 ADDITION OF EMPLOYEES IN OFFICE OF SENATOR NOT TO EFFECT SECTION 6(c) OF ORDER OF PRESIDENT PRO TEMPORE ISSUED ON OCTOBER 8, 1976

Section 111(d) of Pub. L. 95-94 provided in part that: "The amendments made by this subsection [amending subsec. (d)(2) of this section] shall have no effect on section 6(c) of the Order of the President pro tempore issued on October 8, 1976, under section 4 of the Federal Pay Comparability Act of 1970 [set out as a note under section 60a-1 of this title]."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1987

Pub. L. 100-17, title I, §3(b), (c), July 11, 1987, 101 Stat. 423, provided that:

"(b) Effective July 1, 1987, the administrative and clerical allowance of each Senator from the State of Georgia and the State of North Carolina is increased to that allowed Senators from States having a population of six million but less than seven million, the population of said State having exceeded six million inhabitants.

"(c) Effective July 1, 1987, the administrative and clerical allowance of each Senator from the State of Indiana, the State of Massachusetts, the State of Missouri, and the State of Virginia, is that allowed Senators from States having a population of five million but less than six million."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1986

Pub. L. 99-349, title I, §1, July 2, 1986, 100 Stat. 741, provided that:

"(a) Effective October 1, 1985, the allowance for administrative and clerical assistance of each Senator from the State of Alabama is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants.

"(b) Effective October 1, 1985, the allowance for administrative and clerical assistance of each Senator from the State of Florida is increased to that allowed Senators from States having a population of eleven million but less than twelve million, the population of said State having exceeded eleven million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1985

Pub. L. 99-88, title I, §191, Aug. 15, 1985, 99 Stat. 348, provided that: "Effective October 1, 1984, the allowance for administrative and clerical assistance of each Senator from the State of Missouri is increased to that allowed Senators from States having a population of five million but less than seven million, the population of said State having exceeded five million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1983

Section 9 of Pub. L. 98-367 provided that: "Effective October 1, 1983, the allowance for administration and clerical assistance of each Senator from the State of Arizona is increased to that allowed to Senators from States having population of three million but less than four million, the population of such State having exceeded three million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1982

Pub. L. 98-63, title I, §901, July 30, 1983, 97 Stat. 335, provided that:

“(a) Effective October 1, 1982, the allowance for administrative and clerical assistance of each Senator from the State of Texas is increased to that allowed to Senators from States having a population of fifteen million but less than seventeen million, the population of said State having exceeded fifteen million inhabitants.

“(b) Effective October 1, 1982, the allowance for administrative and clerical assistance of each Senator from the State of Colorado is increased to that allowed to Senators from States having a population of three million but less than four million, the population of said State having exceeded three million inhabitants.”

INCREASES IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1981

Pub. L. 97-257, title I, Sept. 10, 1982, 96 Stat. 849, provided that: “Effective October 1, 1981, the allowance for administrative and clerical assistance of each Senator from the State of Florida is increased to that allowed Senators from States having a population of ten million but less than eleven million, the population of said State having exceeded ten million inhabitants.”

Pub. L. 97-12, title I, §106, June 5, 1981, 95 Stat. 62, provided that:

“(a) Effective January 1, 1981, the allowance for administrative and clerical assistance of each Senator from the State of Florida is increased to that allowed Senators from States having a population of nine million but less than ten million, the population of said State having exceeded nine million inhabitants.

“(b) Effective January 1, 1981, the allowance for administrative and clerical assistance of each Senator from the State of Washington is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants.

“(c) Effective January 1, 1981, the allowance for administrative and clerical assistance of each Senator from the States of Oklahoma and South Carolina is increased to that allowed Senators from States having a population of three million but less than four million, the population of said States having exceeded three million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1979

Section 105 of Pub. L. 96-304 provided that: “Effective October 1, 1979, the allowance for administrative and clerical assistance of each Senator from the State of Louisiana is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants.”

Pub. L. 96-86, §111(a), (b), Oct. 12, 1979, 93 Stat. 660, 661, provided:

“(a) effective October 1, 1979, the allowance for administrative and clerical assistance of each Senator from the State of Minnesota is increased to that allowed Senators from States having a population of four million but less than five million, the population of said State having exceeded four million inhabitants;

“(b) effective October 1, 1979, the allowance for administrative and clerical assistance of each Senator from the State of Texas is increased to that allowed Senators from States having a population of thirteen million but less than fifteen million, the population of said State having exceeded thirteen million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1978

Section 104(a) of Pub. L. 95-391 provided that: “Effective April 1, 1978, the clerk-hire allowance of each Senator from the State of Georgia is increased to that al-

lowed Senators from States having a population of five million but less than seven million, the population of said State having exceeded five million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANTS TO SENATORS—1977

Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 81, provided in part: “That, effective April 1, 1977, the clerk hire allowance of each Senator from the State of Virginia shall be increased to that allowed Senators from States having a population of five million but less than seven million, the population of said State having exceeded five million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1976

Pub. L. 94-157, title I, ch. IV, Dec. 18, 1975, 89 Stat. 830, provided: “That effective January 1, 1976, the clerk hire allowance of each Senator from the State of California shall be increased to that allowed Senators from States having a population of more than twenty-one million, the population of said State having exceeded twenty-one million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1975

Pub. L. 94-32, title I, June 12, 1975, 89 Stat. 182, provided in part: “That effective January 1, 1975, the clerk hire allowance of each Senator from the State of Texas shall be increased to that allowed Senators from States having a population of more than twelve million, the population of said State having exceeded twelve million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1974

Pub. L. 93-371, Aug. 13, 1974, 88 Stat. 425, provided in part: “That effective January 1, 1974, the clerk hire allowance of each Senator from the States of Arkansas and Arizona shall be increased to that allowed Senators from States having a population of two million, the population of each said State having exceeded two million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1969

Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 340, provided in part: “That the clerk hire allowance of each Senator from the State of Connecticut shall be increased to that allowed Senators from States having a population of three million, the population of said State having exceeded three million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1968

Pub. L. 90-239, ch. IV, Jan. 2, 1968, 81 Stat. 774, provided in part that: “Effective January 1, 1968, the clerk hire allowance of each Senator from the State of Indiana shall be increased to that allowed Senators from States having a population of five million, the population of said State having exceeded five million inhabitants; and that the clerk hire allowance of each Senator from the State of New Jersey shall be increased to that allowed Senators from States having a population of seven million, the population of said State having exceeded seven million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1966

Pub. L. 89-697, ch. VI, Oct. 27, 1966, 80 Stat. 1063, provided: “That the clerk hire allowance of each Senator from the State of North Carolina shall be increased to that allowed Senators from States having a population of five million, the population of said State having exceeded five million inhabitants.”

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND
CLERICAL ASSISTANCE TO SENATORS—1963

Pub. L. 88-25, title I, May 17, 1963, 77 Stat. 31, provided in part: “That the clerk hire allowance of each

Senator from the State of California shall be increased to that allowed Senators from States having a population of over seventeen million, the population of said State having exceeded seventeen million inhabitants, that the clerk hire allowance of each Senator from the State of Georgia shall be increased to that allowed Senators from States having a population of four million, the population of said State having exceeded four million inhabitants, and that the clerk hire allowance of each Senator from the State of Washington shall be increased to that allowed Senators from States having a population of three million, the population of said State having exceeded three million inhabitants."

INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1962

Pub. L. 87-545, title I, July 25, 1962, 76 Stat. 215, provided in part that:

"The basic clerk hire allowance of each Senator is hereby increased by \$3,000.

"The clerk hire allowances of the Senators from the States of New York and Virginia are hereby increased so that the allowances of the Senators from the State of New York will be equal to that allowed Senators from States having a population of over seventeen million, the population of said State having exceeded seventeen million inhabitants, and so that allowances of Senators from the State of Virginia will be equal to that allowed Senators from States having a population of four million, the population of said State having exceeded four million inhabitants."

INCREASE IN ALLOWANCE FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1955

Act June 28, 1955, ch. 189, §4(d), (f), 69 Stat. 176, 177, as amended Aug. 21, 1959, Pub. L. 86-176, 73 Stat. 401; Aug. 20, 1964, Pub. L. 88-454, 78 Stat. 538; Aug. 27, 1966, Pub. L. 89-545, 80 Stat. 357; July 28, 1967, Pub. L. 90-57, §105(i)(6), 81 Stat. 144, provided that:

"(d)(1) The aggregate amount of the basic compensation authorized to be paid for administrative and clerical assistance and messenger service in the offices of Senators is hereby increased by—

"(A) \$10,020 in the case of Senators from States the population of which is less than three million;

"(B) \$10,920 in the case of Senators from States the population of which is three million or more but less than five million;

"(C) \$11,760 in the case of Senators from States the population of which is five million or more but less than ten million; and

"(D) \$11,880 in the case of Senators from States the population of which is ten million or more.

"(2) Notwithstanding the second proviso in the paragraph relating to the authority of Senators to rearrange the basic salaries of employees in their respective offices, which appears in the Legislative Branch Appropriation Act, 1947, as amended (2 U. S. C. 60f) [repealed], but subject to the limitations contained in paragraph (3) of this subsection, during the period beginning on the effective date of this subsection and ending on the last day of the first pay period which begins after the date of enactment of this Act [June 28, 1955] (A) the compensation of the administrative assistant in the office of each Senator may be fixed at a basic rate which together with additional compensation authorized by law will not exceed the maximum rate authorized by section 2 (b) of the Act of October 24, 1951 (Public Law 201, Eighty-second Congress), as amended [section 60e-6(b) of this title], (B) the compensation of one employee other than the administrative assistant in the office of each Senator may be fixed at a basic rate not to exceed \$10,260 per annum, and (C) the compensation of any other employee in the office of a Senator may be fixed at a basic rate not to exceed \$6,420 per annum.

"(3) Notwithstanding the third proviso in such paragraph [this section], any increase in the compensation of an employee in a Senator's office shall take effect on

the effective date of this subsection or on the date such employee became employed, whichever is later, if (A) the certification filed by such Senator under such proviso so provides, (B) such certification is filed in the disbursing office of the Senate not later than fifteen days following the date of enactment of this Act [June 28, 1955], and (C) the amount of such increase does not exceed the amount of the increase which would be payable in the case of such employee if he were subject to the provisions of subsection (a) of this section [section 60e-7 of this title] plus any additional amount which may result from fixing the rate of basic compensation at the lowest multiple of \$60 which will result in an increase not less than the amount of such increase which would be payable under subsection (a) [section 60e-7(a) of this title].

"(f) [Repealed. Pub. L. 90-57, §105(i)(6), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]"

INCREASE IN ALLOWANCE FOR ADMINISTRATIVE AND CLERICAL ASSISTANCE TO SENATORS—1951

Act Oct. 24, 1951, ch. 554, §2(c)(1), 65 Stat. 614, provided that: "The aggregate amount of the basic compensation authorized to be paid for administrative and clerical assistance and messenger service in the offices of Senators is hereby increased by—

"(A) \$4,140 in the case of Senators from States the population of which is less than three million;

"(B) \$4,860 in the case of Senators from States the population of which is three million or more but less than five million;

"(C) \$5,220 in the case of Senators from States the population of which is five million or more but less than ten million; and

"(D) \$5,760 in the case of Senators from States the population of which is ten million or more."

1966 ADJUSTMENT OF BASIC COMPENSATION OF EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 89-504, title III, §302(f), July 18, 1966, 80 Stat. 295, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on the first day of the month following the date of enactment of this Act [July 18, 1966], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [July 18, 1966], the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [section 60e-13(a) of this title] for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [July 18, 1966]. No additional compensation shall be paid to any person under subsection (a) [section 60e-13(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [July 18, 1966] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [July 18, 1966] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased, such notice shall be deemed to have been given."

1965 ADJUSTMENT OF BASIC COMPENSATION OF EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 89-301, §11(f), Oct. 29, 1965, 79 Stat. 1121, provided that: "The basic compensation of each employee

in the office of a Senator is hereby adjusted, effective on the first day of the month following the date of enactment of this Act [Oct. 29, 1965], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [Oct. 29, 1965], the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [section 60e-12(a) of this title] for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [Oct. 29, 1965]. No additional compensation shall be paid to any person under subsection (a) [section 60e-12(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [Oct. 29, 1965] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [Oct. 29, 1965] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased, such notice shall be deemed to have been given."

1964 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 88-426, title II, § 202(e), Aug. 14, 1964, 78 Stat. 413, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted effective on the first day of the month following the date of enactment of this Act [Aug. 14, 1964], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [Aug. 14, 1964], the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [section 60e-11(a) of this title] for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [Aug. 14, 1964]. No additional compensation shall be paid to any person under subsection (a) [section 60e-11(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [Aug. 14, 1964] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [Aug. 14, 1964] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1962 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 87-793, title VI, § 1005(b), Oct. 11, 1962, 76 Stat. 867, provided that: "The basic compensation of each

employee in the office of a Senator is hereby adjusted, effective on October 16, 1962, to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [Oct. 11, 1962] the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1960 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 86-568, title I, § 117(b), July 1, 1960, 74 Stat. 303, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on July 1, 1960, to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [July 1, 1960] the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1958 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Pub. L. 85-462, § 4(b), June 20, 1958, 72 Stat. 207, provided that: "The basic compensation of each employee in the office of a Senator is hereby adjusted, effective on the first day of the month following the date of enactment of this Act [June 20, 1958], to the lowest multiple of \$60 which will provide a gross rate of compensation not less than the gross rate such employee was receiving immediately prior thereto, except that the foregoing provisions of this subsection shall not apply in the case of any employee if on or before the fifteenth day following the date of enactment of this Act [June 20, 1958] the Senator by whom such employee is employed notifies the disbursing office of the Senate in writing that he does not wish such provisions to apply to such employee. No employee whose basic compensation is adjusted under this subsection shall receive any additional compensation under subsection (a) [section 60e-8(a) of this title] for any period prior to the effective date of such adjustment during which such employee was employed in the office of the Senator by whom he is employed on the first day of the month following the enactment of this Act [June 20, 1958]. No additional compensation shall be paid to any person under subsection (a) [section 60e-8(a) of this title] for any period prior to the first day of the month following the date of enactment of this Act [June 20, 1958] during which such person was employed in the office of a Senator (other than a Senator by whom he is employed on such day) unless on or before the fifteenth day following the date of enactment of this Act [June 20, 1958] such Senator notifies the disbursing office of the Senate in writing that he wishes such employee to receive such additional compensation for such period. In any case in which, at the expiration of the time within which a Senator may give notice under this subsection, such Senator is deceased such notice shall be deemed to have been given."

1955 ADJUSTMENT OF BASIC COMPENSATION OF
EMPLOYEES IN OFFICE OF SENATOR

Act June 28, 1955, ch. 189, § 4(e)(2), 69 Stat. 177, provided that: "The basic compensation of each employee

in the office of a Senator on the effective date of this subsection is hereby adjusted to the lowest multiple of \$60 which will provide basic compensation, plus additional compensation payable under subsection (a) [section 60e-7(a) of this title] and the provisions of law referred to in subsection (a) [section 60e-7(a) of this title], not less than the amount of basic compensation, plus additional compensation under the provisions of sections 501 and 502 of the Federal Employees' Pay Act of 1945, as amended [sections 60e-3 and 60e-4 of this title], and section 301 of the Postal Rate Revision and Federal Employees' Salary Act of 1948 [section 60e-4a of this title], which he is receiving on the effective date of this subsection."

COMPENSATION OF ADMINISTRATIVE ASSISTANT CHARGED TO SENATOR

Act Oct. 28, 1949, ch. 783, title I, § 101(c)(1), 63 Stat. 974, provided that: "The basic compensation of the administrative assistant to a Senator shall be charged against the aggregate amount authorized to be paid for clerical assistance and messenger service in the office of such Senator."

ADDITIONAL INCREASE IN CLERK HIRE

Act Oct. 28, 1949, ch. 783, title I, § 101(c)(2), 63 Stat. 974, provided that: "The aggregate amount of the basic compensation authorized to be paid for clerical assistance and messenger service in the office of each Senator is increased by \$11,520."

INCREASE OF CLERK HIRE FOR SENATORS

Act Dec. 20, 1944, ch. 617, § 2(b), 58 Stat. 832, effective Jan. 1, 1945, provided: "The aggregate amount of the basic compensation authorized to be paid to employees in the offices of Senators (including employees of standing committees of which Senators are chairmen) is hereby increased by (1) \$4,020 in the case of each Senator from a State which has a population of less than four million inhabitants and (2) by \$5,040 in the case of each Senator from a State which has a population of four million or more inhabitants."

RATE OF PAY FOR SENATE COMMITTEE STAFF MEMBERS FOR 1977 COMMITTEE SYSTEM REORGANIZATION

Pub. L. 95-4, Feb. 16, 1977, 91 Stat. 12, provided: "That (a) notwithstanding the limitations contained in section 105(e) of the Legislative Branch Appropriation Act, 1968, as amended and modified [subsec. (e) of this section], each eligible staff member of a new committee to whom section 703(d) of the Committee System Reorganization Amendments of 1977 [S. Res. 4, Feb. 4, 1977] applies may, during the transition period of such new committee, be paid gross annual compensation at the rate which that eligible staff member was receiving on January 4, 1977.

"(b) For purposes of subsection (a), the terms 'eligible staff member', 'new committee', and 'transition period' have the meanings given to them by section 701 of the Committee System Reorganization Amendments of 1977 [S. Res. 4, Feb. 4, 1977]."

1970 INCREASE IN PAY RATES OF CERTAIN EMPLOYEES OF LEGISLATIVE BRANCH

Adjustment by President pro tempore of Senate with respect to the Senate, by Finance Clerk of House with respect to the House of Representatives, and by Architect of the Capitol with respect to the Office of the Architect of the Capitol, effective on the first day of the first pay period which begins on or after Dec. 27, 1969, of the rates of pay of employees of the legislative branch subject to section 214 of Pub. L. 90-206, with certain exceptions, by the amounts of the adjustment for corresponding rates for employees subject to the General Schedule, set out in section 5332 of Title 5, which had been made by section 2 of Pub. L. 91-231 raising such rates by 6 percent, see Pub. L. 91-231, set out as a note under section 5332 of Title 5, Government Organization and Employees.

1968 AND 1969 INCREASES IN COMPENSATION OF EMPLOYEES

This section deemed amended on and after July 1, 1969, see Salary Directives of President pro tempore of the Senate, June 12, 1968, and June 17, 1969, formerly set out as notes under section 60a-1 of this title.

RATES OF PAY FOR EMPLOYEES OF SENATE SELECT COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES

Pub. L. 94-32, title I, § 5, June 12, 1975, 89 Stat. 183, provided in part that: "Notwithstanding paragraph (3) of section 105(e) of the Legislative Branch Appropriations Act, 1968, as amended [subsec. (e)(3) of this section], two employees of the Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities may be paid at the highest gross rate provided in subparagraph (A) of such paragraph, and eleven employees of such committee may be paid at the next highest gross rate provided in such subparagraph."

SECRETARY OF SENATE TO FIX COMPENSATION OF LEGISLATIVE CLERK AND JOURNAL CLERK

Pub. L. 86-213, Sept. 1, 1959, 73 Stat. 443, authorized Secretary of Senate to fix compensation of legislative clerk and journal clerk, on and after Sept. 1, 1959, at not to exceed \$7,620 basic per annum each.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 43d, 58, 61-1a, 61-1c of this title.

§ 61-1a. Availability of appropriated funds for payment to an individual of pay from more than one position; conditions

Notwithstanding any other provision of law, appropriated funds are available for payment to an individual of pay from more than one position, each of which is either in the office of a Senator and the pay of which is disbursed by the Secretary of the Senate or is in another office and the pay of which is disbursed by the Secretary of the Senate out of an appropriation under the heading "Salaries, Officers, and Employees", if the aggregate gross pay from those positions does not exceed the maximum rate specified in section 61-1(d)(2) of this title.

(Pub. L. 95-94, title I, § 114, Aug. 5, 1977, 91 Stat. 665; Pub. L. 95-240, title II, § 207, Mar. 7, 1978, 92 Stat. 117; Pub. L. 100-202, § 101(i) [title I, § 9], Dec. 22, 1987, 101 Stat. 1329-290, 1329-295.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1978, which is title I of the Legislative Branch Appropriation Act, 1978.

AMENDMENTS

1987—Pub. L. 100-202 amended section generally. Prior to amendment, section read as follows: "Notwithstanding any other provision of law, appropriated funds are available for payment to an individual of pay from more than one position, the pay for each of which is disbursed by the Secretary of the Senate out of an appropriation under the heading 'Salaries, Officers and Employees', if the aggregate gross pay from those positions does not exceed the amount specified in section 61-1(d)(2)(ii) of this title."

1978—Pub. L. 95-240 substituted provisions relating to pay disbursed by Secretary of Senate from appropriation with the heading for salaries, etc., for provisions requiring positions to be in office of a Senator and the pay for each disbursed by Secretary of Senate.

§ 61-1b. Availability of appropriations during first three months of any fiscal year for aggregate of payments of gross compensation made to employees from Senate appropriation account for “Salaries, Officers and Employees”

At no time during the first three months of any fiscal year (commencing with the fiscal year which begins October 1, 1984) shall the aggregate of payments of gross compensation made to employees out of any line item appropriation within the Senate appropriation account for “Salaries, Officers and Employees” (other than the line item appropriations, within such account for “Administrative, clerical, and legislative assistance to Senators” and for “Agency contributions”) exceed twenty-five per centum of the total amount available for such line item appropriations for such fiscal year.

(Pub. L. 98-367, title I, § 4, July 17, 1984, 98 Stat. 475.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

§ 61-1c. Aggregate gross compensation of employee of Senator of State with population under 5,000,000

(a) Notwithstanding the provisions of section 61-1(d)(1) of this title, and except as otherwise provided in subparagraph (C) of such subsection (d)(1), the aggregate of gross compensation paid employees in the office of a Senator shall not exceed during each fiscal year \$1,012,083 if the population of his State is less than 5,000,000.

(b) Subsection (a) of this section shall take effect October 1, 1991.

(Pub. L. 102-90, title I, § 5, Aug. 14, 1991, 105 Stat. 450.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1992, which is title I of the Legislative Branch Appropriations Act, 1992.

§ 61-2. Omitted

CODIFICATION

Section, Pub. L. 90-206, title II, § 214(g)-(i), Dec. 16, 1967, 81 Stat. 636, provided for an increase in annual rate of gross compensation for pay periods after Dec. 16, 1967, for certain employees whose compensation is disbursed by Secretary of Senate and Clerk of House of Representatives.

§ 61a. Compensation of Secretary of Senate

The Secretary of the Senate shall be paid at an annual rate of compensation of \$40,000.

(Pub. L. 88-426, title II, § 203(g), Aug. 14, 1964, 78 Stat. 415; Pub. L. 93-371, § 4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94-59, title I, § 105, July 25, 1975, 89 Stat. 275.)

PRIOR PROVISIONS

A prior section 61a, act Aug. 5, 1955, ch. 568, § 1, 69 Stat. 499, prescribed gross annual compensation of Secretary of Senate.

AMENDMENTS

1975—Pub. L. 94-59 substituted “an annual rate of compensation of \$40,000” for “a rate of \$38,760 per annum”.

1974—Pub. L. 93-371 increased the annual rate of compensation from \$27,500 to \$38,760.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94-59 provided that the increase in the Secretary’s rate of compensation to \$40,000 is effective July 1, 1975.

EFFECTIVE DATE OF 1974 AMENDMENT

Section 4 of Pub. L. 93-371 provided in part that: “This paragraph [enacting sections 61h, 61h-1, 63a, and 64a-1 of this title, amending this section and sections 61a-3, 61b, 61e, 61g, 61j, and 273 of this title, and enacting provisions set out as notes under this section and sections 61-1 and 274 of this title] is effective July 1, 1974.”

EFFECTIVE DATE

Section effective first day of first pay period which begins on or after July 1, 1964, except to the extent provided in section 501(c) of Pub. L. 88-426, see section 501 of Pub. L. 88-426.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Section 4 of Pub. L. 93-371, eff. July 1, 1974, provided in part that: “This paragraph does not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust rates of compensation or limitations referred to in this paragraph under section 4 of the Federal Pay Comparability Act of 1970 [section 60a-1 of this title].”

INCREASES IN COMPENSATION

Increases in compensation of Secretary of Senate under authority of Federal Salary Act of 1967 (Pub. L. 90-206) and Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see section 60a-1 of this title, and Salary Directives of President pro tempore of the Senate, set out as notes under that section.

§§ 61a-1, 61a-2. Omitted

CODIFICATION

Section 61a-1, acts June 27, 1956, ch. 453, § 101, 70 Stat. 356; July 9, 1971, Pub. L. 92-51, § 101, 85 Stat. 125, provided for rate of compensation of Chief Clerk of Senate which office was superseded by Assistant Secretary of Senate.

Section 61a-2, Pub. L. 88-426, title II, § 202(i), Aug. 14, 1964, 78 Stat. 414; Pub. L. 95-94, title I, § 108(a), Aug. 5, 1977, 91 Stat. 661, provided for rate of compensation for Postmaster and Assistant Postmaster of Senate. See section 61f-7 of this title which abolished all statutory positions in Office of Sergeant at Arms and Doorkeeper of Senate, with specified exceptions, effective Oct. 1, 1981, and authorized Sergeant at Arms and Doorkeeper of Senate to appoint and fix compensation of such employees as appropriate.

§ 61a-3. Compensation of Assistant Secretary of Senate

The Assistant Secretary of the Senate may be paid at a maximum annual rate of compensation not to exceed \$39,000.

(Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 340; Pub. L. 93-371, § 4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94-59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94-59 substituted “\$39,000” for “\$37,620”, effective July 1, 1975.

1974—Pub. L. 93-371 substituted provision setting maximum annual rate of compensation of Assistant Secretary at not to exceed \$37,620, for provisions authorizing Secretary of Senate to fix the compensation of Assistant Secretary at not to exceed \$11,826 per annum, effective July 1, 1974.

CHANGE OF NAME

Assistant Secretary of the Senate deemed successor in references to Chief Clerk of Senate in all laws, rules, resolutions, and orders, effective July 1, 1971, under provisions of Pub. L. 92-51, July 9, 1971, 85 Stat. 125.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93-371 not to supersede order of President pro tempore of the Senate authorizing higher rate of compensation or any authority of the President pro tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 4 of Pub. L. 93-371, set out in part as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation of Assistant Secretary of the Senate under authority of Federal Salary Act of 1967 (Pub. L. 90-206) and Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see section 60a-1 of this title, and Salary Directives of President pro tempore of the Senate, set out as notes under that section.

§ 61a-4. Repealed. Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 531

Section, Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 340; Pub. L. 91-382, Aug. 18, 1970, 84 Stat. 807, provided for appointment and salary of a Comptroller of the Senate and a secretary to the Comptroller.

EFFECTIVE DATE OF REPEAL

Pub. L. 93-145 provided that the repeal is effective July 1, 1973.

§ 61a-4a. Omitted

CODIFICATION

Section, Pub. L. 92-342, §101, July 10, 1972, 86 Stat. 433, authorized Comptroller of Senate to appoint and fix compensation of an auditor in lieu of a secretary. Section was omitted in view of repeal of section 61a-4 of this title which authorized appointment of a Comptroller of Senate by President pro tempore of the Senate and the appointment by Comptroller of Senate of a secretary, and repeal of section 61a-5 of this title which set out duties of Comptroller of Senate, one of which was to appoint a secretary.

§ 61a-5. Repealed. Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 531

Section, Pub. L. 91-382, Aug. 18, 1970, 84 Stat. 807, set out the duties to be performed by the Comptroller of the Senate.

EFFECTIVE DATE OF REPEAL

Pub. L. 93-145 provided that the repeal is effective July 1, 1973.

§§ 61a-6 to 61a-8. Omitted

CODIFICATION

Sections were omitted for lack of general applicability. Sections were taken from the Legislative Branch Appropriation Act, 1971, the Legislative Branch Appropriation Act, 1972, and the Supplemental Appropriation Act, 1973, respectively, and provided for the appoint-

ment and compensation of specified employees of the Senate by the Secretary of the Senate.

Section 61a-6, Pub. L. 91-382, Aug. 18, 1970, 84 Stat. 808, was effective Aug. 1, 1970.

Section 61a-7, Pub. L. 92-51, July 9, 1971, 85 Stat. 125, was effective July 1, 1971.

Section 61a-8, Pub. L. 92-607, ch. V, Oct. 31, 1972, 86 Stat. 1504, was effective Nov. 1, 1972.

§ 61a-9. Advancement by Secretary of Senate of travel funds to employees under his jurisdiction for Federal Election Campaign Act travel expenses

The Secretary of the Senate is hereafter authorized to advance, in his discretion, to any designated employee under his jurisdiction, such sums as may be necessary, not exceeding \$1,500, to defray official travel expenses in assisting the Secretary in carrying out his duties under the Federal Election Campaign Act of 1971 [2 U.S.C. 431 et seq.]. Any such employee shall, as soon as practicable, furnish to the Secretary a detailed voucher for such expenses incurred and make settlement with respect to any amount so advanced.

(Pub. L. 92-607, ch. V, §504, Oct. 31, 1972, 86 Stat. 1505.)

REFERENCES IN TEXT

The Federal Election Campaign Act of 1971, referred to in text, is Pub. L. 92-225, Feb. 7, 1972, 86 Stat. 3, as amended, which is classified principally to chapter 14 (§431 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 431 of this title and Tables.

§ 61a-9a. Travel expenses of Secretary of Senate; advancement of travel funds to designated employees

For the purpose of carrying out his duties, the Secretary of the Senate is authorized to incur official travel expenses. The Secretary of the Senate is authorized to advance, in his discretion, to any designated employee under his jurisdiction, such sums as may be necessary, not exceeding \$1,000, to defray official travel expenses in assisting the Secretary in carrying out his duties. Any such employee shall, as soon as practicable, furnish to the Secretary a detailed voucher for such expenses incurred and make settlement with respect to any amount so advanced. Payments to carry out the provisions of this section shall be made from funds included in the appropriation "Miscellaneous Items" under the heading "Contingent Expenses of the Senate" upon vouchers approved by the Secretary of the Senate.

(Pub. L. 94-59, title I, §101, July 25, 1975, 89 Stat. 273; Pub. L. 95-94, title I, §106, Aug. 5, 1977, 91 Stat. 661; Pub. L. 95-355, title I, §101, Sept. 8, 1978, 92 Stat. 533; Pub. L. 97-12, title I, §102, June 5, 1981, 95 Stat. 61; Pub. L. 98-367, title I, §1, July 17, 1984, 98 Stat. 474.)

AMENDMENTS

1984—Pub. L. 98-367 struck out provision that travel expenses could not exceed \$10,000 during any fiscal year.

1981—Pub. L. 97-12 substituted "\$10,000" for "\$7,500".

1978—Pub. L. 95-355 substituted "\$7,500" for "\$5,500".

1977—Pub. L. 95-94 substituted "\$5,500" for "\$5,000".

EFFECTIVE DATE OF 1984 AMENDMENT

Section 1 of Pub. L. 98-367 provided that the amendment made by that section is effective with respect to fiscal years beginning on or after Oct. 1, 1983.

EFFECTIVE DATE OF 1981 AMENDMENT

Section 102 of Pub. L. 97-12 provided that the amendment made by that section is effective with respect to fiscal years beginning on or after Oct. 1, 1980.

EFFECTIVE DATE OF 1978 AMENDMENT

Section 101 of Pub. L. 95-355 provided that the amendment made by that section is effective with the fiscal year ending Sept. 30, 1978.

EFFECTIVE DATE OF 1977 AMENDMENT

Section 106 of Pub. L. 95-94 provided that the amendment made by that section is effective Oct. 1, 1977.

§ 61a-10. Omitted

CODIFICATION

Section, Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 528, which was from the Legislative Branch Appropriation Act, 1974, and provided for appointment and compensation of specified Senate employees by Secretary of Senate, effective July 1, 1973, was omitted for lack of general applicability.

§ 61a-11. Abolition of statutory positions in Office of Secretary of Senate; Secretary's authority to establish and fix compensation for positions

Effective October 1, 1981, all statutory positions in the Office of the Secretary (other than the positions of the Secretary of the Senate, Assistant Secretary of the Senate, Parliamentarian, Financial Clerk, and Director of the Office of Classified National Security Information) are abolished, and in lieu of the positions hereby abolished the Secretary of the Senate is authorized to establish such number of positions as he deems appropriate and appoint and fix the compensation of employees to fill the positions so established; except that the annual rate of compensation payable to any employee appointed to fill any position established by the Secretary of the Senate shall not, for any period of time, be in excess of \$1,000 less than the annual rate of compensation of the Secretary of the Senate for that period of time; and except that nothing in this section shall be construed to affect any position authorized by statute, if the compensation for such position is to be paid from the contingent fund of the Senate.

(Pub. L. 97-51, § 114, Oct. 1, 1981, 95 Stat. 963.)

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61b. Compensation of Parliamentarian of Senate

The Parliamentarian of the Senate may be paid at a maximum annual rate of compensation not to exceed \$39,000.

(Aug. 5, 1955, ch. 568, 69 Stat. 499; June 27, 1956, ch. 453, 70 Stat. 356; Aug. 13, 1974, Pub. L. 93-371, § 4, 88 Stat. 429; July 25, 1975, Pub. L. 94-59, title I, § 105, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94-59 substituted “\$39,000” for “\$37,620”, effective July 1, 1975.

1974—Pub. L. 93-371 substituted provisions authorizing a maximum annual rate of compensation not to exceed \$37,620 for Parliamentarian, for provisions authorizing a gross annual compensation of \$15,500 for Parliamentarian and \$7,620 for Assistant Parliamentarian, effective July 1, 1974.

1956—Act June 27, 1956, increased compensation of Parliamentarian of Senate from \$8,820 basic annual compensation to \$15,500 gross annual compensation, and basic annual compensation of Assistant Parliamentarian of Senate from \$7,260 to \$7,620, effective July 1, 1956.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93-371 not to supersede order of President pro tempore of the Senate authorizing higher rate of compensation or any authority of the President pro tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 4 of Pub. L. 93-371, set out in part as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206) and Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see section 60a-1 of this title, and Salary Directives of President pro tempore of the Senate set out as notes under that section.

SECRETARY OF SENATE TO FIX COMPENSATION OF ASSISTANT PARLIAMENTARIAN

Pub. L. 86-213, Sept. 1, 1959, 73 Stat. 443, authorized Secretary of Senate to fix compensation of Assistant Parliamentarian, on and after Sept. 1, 1959, at not to exceed \$7,620 basic per annum. See section 61a-11 of this title.

§§ 61b-1 to 61b-2. Omitted

CODIFICATION

Sections were omitted in view of section 61a-11 of this title which abolished all statutory positions in Office of Secretary of Senate, with specified exceptions, effective Oct. 1, 1981, and authorized Secretary of Senate to appoint and fix the compensation of such employees as appropriate.

Section 61b-1, Pub. L. 87-730, Oct. 2, 1962, 76 Stat. 680, provided for the appointment and compensation of a second assistant parliamentarian.

Section 61b-1a, Pub. L. 92-342, July 10, 1972, 86 Stat. 433; Pub. L. 95-94, title I, Aug. 5, 1977, 91 Stat. 654, provided for the appointment and compensation of a third assistant parliamentarian.

Section 61b-2, Pub. L. 90-608, ch. VII, § 701, Oct. 21, 1968, 82 Stat. 1195, provided for the appointment and compensation of a Curator of Art and Antiquities.

§ 61b-3. Professional archivist; Secretary's authority to obtain services from General Services Administration

For each fiscal year (beginning with the fiscal year which ends September 30, 1982), the Secretary of the Senate is authorized to expend from the contingent fund of the Senate such amount as may be necessary to enable the Secretary to obtain from the General Services Administration the services of a professional archivist. Such services shall be obtained on a reimbursable basis and shall not be obtained except

with the consent of the General Services Administration and the Committee on Rules and Administration.

(Pub. L. 97–92, title I, § 125, Dec. 15, 1981, 95 Stat. 1198.)

REIMBURSEMENT OF ARCHIVIST OF THE UNITED STATES FOR EXPENDITURES FOR PROJECT TO PROVIDE FOR PRESERVATION OF RECORDS OF CONTINUING VALUE OF SENATE; PAYMENT, ETC., OF AMOUNTS

Pub. L. 97–257, title I, § 107, Sept. 10, 1982, 96 Stat. 850, provided that: “For the fiscal year ending September 30, 1982, and for each of the next three succeeding fiscal years, the Secretary of the Senate is authorized to pay to the General Services Administration such amounts as may be necessary to reimburse the Archivist of the United States for expenditures made to conduct a project to provide for the proper preservation of the Senate’s records of continuing value, which expenditures cannot be defrayed from funds otherwise available for such purpose. The aggregate of the sums paid to the General Services Administration under this section shall not exceed \$300,000. Amounts paid under this section shall be paid from the contingent fund of the Senate on vouchers approved by the Secretary of the Senate.”

§ 61c. Omitted

CODIFICATION

Section, Pub. L. 94–59, title I, July 25, 1975, 89 Stat. 270, which set the compensation for certain positions in office of Secretary of Senate, was omitted for lack of general applicability.

PRIOR PROVISIONS

A prior section 61c, acts Aug. 5, 1955, ch. 568, § 1, 69 Stat. 499; June 27, 1956, ch. 453, 70 Stat. 356; Aug. 21, 1959, Pub. L. 86–176, 73 Stat. 398; Aug. 10, 1961, Pub. L. 87–130, 75 Stat. 320, set basic annual compensation of certain positions in office of Secretary of Senate.

§ 61c–1. Adjustment of rate of compensation by Secretary of Senate

Any specific rate of compensation established by law, as such rate has been increased or may hereafter be increased by or pursuant to law, for any position under the jurisdiction of the Secretary shall be considered as the maximum rate of compensation for that position, and the Secretary is authorized to adjust the rate of compensation of an individual occupying any such position to a rate not exceeding such maximum rate.

(Pub. L. 91–382, Aug. 18, 1970, 84 Stat. 808.)

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of President pro tempore of the Senate, set out as notes under that section.

§ 61c–2. Compensation of Assistants to Majority and Minority in Office of Secretary of Senate

The Assistant to the Majority of the Senate and the Assistant to the Minority of the Senate in the Office of the Secretary of the Senate may each be paid a maximum annual rate of compensation not to exceed \$36,500.

(Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

PRIOR PROVISIONS

Pub. L. 89–90, July 27, 1965, 79 Stat. 266, prescribed basic compensation of assistants to Majority and Mi-

nority at not more than \$8,160 per annum each effective July 1, 1965.

Act May 19, 1956, ch. 313, Ch. XII, 70 Stat. 175, provided that basic compensation of assistant to majority and assistant to minority may be fixed by majority and minority leaders, respectively, at a rate not to exceed \$8,820 per annum.

EFFECTIVE DATE

Section 105 of Pub. L. 94–59 provided that this section is effective July 1, 1975.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61d. Compensation of Chaplain of Senate

Effective with respect to pay periods beginning on or after December 22, 1987, the Chaplain of the Senate shall be compensated at a rate equal to the annual rate of basic pay for level IV of the Executive Schedule under section 5315 of title 5.

(Pub. L. 100–202, § 101(i) [title I, § 2(a)], Dec. 22, 1987, 101 Stat. 1329–290, 1329–294.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1988, which is title I of the Legislative Branch Appropriations Act, 1988.

PRIOR PROVISIONS

A prior section 61d, Pub. L. 93–145, Nov. 1, 1973, 87 Stat. 528; Pub. L. 95–26, title I, May 4, 1977, 91 Stat. 80; Pub. L. 96–38, title I, § 103, July 25, 1979, 93 Stat. 112; Pub. L. 97–51, § 121, Oct. 1, 1981, 95 Stat. 965, provided that effective October 1, 1981, the compensation of Chaplain of Senate would be \$52,750.

Another prior section 61d, acts Aug. 5, 1955, ch. 568, § 1, 69 Stat. 499; July 12, 1960, Pub. L. 86–628, 74 Stat. 446; Aug. 14, 1964, Pub. L. 88–426, title II, § 203(h), 78 Stat. 415; Dec. 12, 1969, Pub. L. 91–145, 83 Stat. 340; Aug. 18, 1970, Pub. L. 91–382, 84 Stat. 808, made provision for the appointment of a Secretary to Chaplain of Senate and prescribed compensation of Chaplain of Senate and Secretary to Chaplain.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61d–1. Compensation of employees of Chaplain of Senate

The Chaplain of the Senate may appoint and fix the compensation of such employees as he deems appropriate, except that the amount which may be paid for any fiscal year as gross compensation for personnel in such Office for any fiscal year shall not exceed \$147,000.

(Pub. L. 91–145, Dec. 12, 1969, 83 Stat. 340; Pub. L. 100–202, § 101(i) [title I, § 2(b)], Dec. 22, 1987, 101 Stat. 1329–290, 1329–294; Pub. L. 101–163, title I, § 10, Nov. 21, 1989, 103 Stat. 1046.)

PRIOR PROVISIONS

A prior section 61d–1, Pub. L. 93–371, Aug. 13, 1974, 88 Stat. 424; Pub. L. 96–38, title I, § 103, July 25, 1979, 93 Stat. 112, authorized Chaplain of Senate to appoint and

fix compensation of a secretary at not to exceed \$20,034 per annum.

AMENDMENTS

1989—Pub. L. 101–163 substituted “such employees as he deems appropriate, except that the amount which may be paid for any fiscal year as gross compensation for personnel in such Office for any fiscal year shall not exceed \$147,000” for “a secretary”.

1987—Pub. L. 100–202 amended section generally. Prior to amendment, section read as follows: “The Chaplain may appoint and fix the compensation of a secretary at not to exceed \$8,541 per annum.”

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91–655), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61d–2. Postage allowance for Chaplain of Senate

The Secretary of the Senate is authorized and directed to procure and furnish each fiscal year (commencing with the fiscal year ending September 30, 1982) to the Chaplain of the Senate, upon the request of the Chaplain of the Senate, United States postage stamps in such amounts as may be necessary for the mailing of postal matters arising in connection with his official business.

(Pub. L. 97–51, §127(b)(1), Oct. 1, 1981, 95 Stat. 966.)

PRIOR PROVISIONS

A prior section 61d–2, Pub. L. 94–303, title I, §114, June 1, 1976, 90 Stat. 614, authorized a postage allowance for Chaplain of Senate, prior to repeal by section 127(b)(2) of Pub. L. 97–51.

§ 61d–3. Office of the Chaplain Expense Revolving Fund

(a) Establishment

There is established in the Treasury of the United States within the contingent fund of the Senate a revolving fund, to be known as the “Office of the Chaplain Expense Revolving Fund” (hereafter referred to as the “fund”). The fund shall consist of all moneys collected or received with respect to the Office of the Chaplain of the Senate.

(b) Disbursements

The fund shall be available without fiscal year limitation for disbursement by the Secretary of the Senate, not to exceed \$10,000 in any fiscal year, for the payment of official expenses incurred by the Chaplain of the Senate. In addition, moneys in the fund may be used to purchase food or food related items. The fund shall not be available for the payment of salaries.

(c) Deposits

All moneys (including donated moneys) received or collected with respect to the Office of the Chaplain of the Senate shall be deposited in the fund and shall be available for purposes of this section.

(d) Vouchers

Disbursements from the fund shall be made on vouchers approved by the Chaplain of the Senate.

(Pub. L. 104–53, title I, §2, Nov. 19, 1995, 109 Stat. 517.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1996, which is title I of the Legislative Branch Appropriations Act, 1996.

§ 61e. Compensation of Sergeant at Arms and Doorkeeper of Senate

The Sergeant at Arms and Doorkeeper of the Senate shall be paid at an annual rate of compensation of \$40,000.

(Pub. L. 88–426, title II, §203(g), Aug. 14, 1964, 78 Stat. 415; Pub. L. 93–371, §4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, §105, July 25, 1975, 89 Stat. 275.)

PRIOR PROVISIONS

A prior section 61e, act Aug. 5, 1955, ch. 568, §1, 69 Stat. 501, prescribed gross annual compensation of Sergeant at Arms of Senate.

AMENDMENTS

1975—Pub. L. 94–59 substituted “an annual rate of compensation of \$40,000” for “a rate of \$38,760 per annum”, effective July 1, 1975.

1974—Pub. L. 93–371 substituted provisions authorizing Sergeant at Arms and Doorkeeper to be paid at an annual rate of compensation of \$38,760, for provisions setting forth compensation of Sergeant at Arms at rate of \$27,500 per annum, effective July 1, 1974.

EFFECTIVE DATE

Section effective on first day of first pay period which begins on or after July 1, 1964, except to the extent provided in section 501(c) of Pub. L. 88–426, see section 501 of Pub. L. 88–426.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President pro tempore of the Senate authorizing higher rate of compensation or any authority of President pro tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 4 of Pub. L. 93–371, set out in part as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90–206) and Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of President pro tempore of the Senate, set out as notes under that section.

§ 61e–1. Compensation of Deputy Sergeant at Arms and Doorkeeper of Senate

Effective August 1, 1979, the Sergeant at Arms and Doorkeeper may fix the compensation of the Deputy Sergeant at Arms and Doorkeeper at an annual rate not to exceed the maximum annual rate of compensation of the Assistant Secretary of the Senate.

(Pub. L. 94–226, §1(a), Mar. 9, 1976, 90 Stat. 203; Pub. L. 96–38, title I, §106(1), July 25, 1979, 93 Stat. 112.)

AMENDMENTS

1979—Pub. L. 96–38 raised the maximum annual rate of compensation of Deputy Sergeant at Arms and Door-

keeper of Senate to a rate the same as the maximum annual rate of compensation of Assistant Secretary of Senate.

EFFECTIVE DATE

Section 1(b) of Pub. L. 94-226 provided that: “Subsection (a) [enacting this section] shall take effect on January 1, 1976, and, notwithstanding any other provision of law, any increase in compensation made under authority of such subsection may take effect on that date or any date thereafter as prescribed by the Sergeant at Arms and Doorkeeper at the time of making such increase.”

CHANGE OF NAME

Section 1(c) of Pub. L. 94-226 provided that: “Effective on the date of enactment of this resolution [Mar. 9, 1976] the title of the Procurement Officer, Auditor, and Deputy Sergeant at Arms is changed to Deputy Sergeant at Arms and Doorkeeper.”

AUTHORITY OF PRESIDENT PRO TEMPORE OF THE SENATE TO RAISE OR ADJUST RATE OF COMPENSATION

Section 1(a) of Pub. L. 94-226 provided in part that: “This subsection [this section] does not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust the rate of compensation referred to in this subsection [this section] under section 4 of the Federal Pay Comparability Act of 1970 [section 60a-1 of this title].”

§ 61e-2. Compensation of Administrative Assistant to Sergeant at Arms and Doorkeeper of Senate

Effective August 1, 1979—

- (1) the maximum annual rate of compensation of the Administrative Assistant to the Sergeant at Arms and Doorkeeper of the Senate shall be the same as the highest maximum annual rate of compensation that may be paid to an employee in the office of a Senator; and
- (2) Omitted

(Pub. L. 96-38, title I, § 106(2), (3), July 25, 1979, 93 Stat. 112.)

CODIFICATION

Section consists of pars. (2) and (3) of section 106 of Pub. L. 96-38, Supplemental Appropriations Act, 1979. The paragraph numbers (2) and (3) in the original have been changed to (1) and (2) for purposes of codification.

Par. (2), relating to maximum annual rate of compensation of Executive Assistant to Sergeant at Arms and Doorkeeper of Senate, was omitted from the Code in view of section 61f-7 of this title which abolished all statutory positions in the Office of Sergeant at Arms and Doorkeeper of Senate, with specified exceptions, effective Oct. 1, 1981, and authorized Sergeant at Arms and Doorkeeper of Senate to appoint and fix compensation of such employees as appropriate.

§ 61e-3. Deputy Sergeant at Arms and Doorkeeper to act on death, resignation, disability, or absence of Sergeant at Arms and Doorkeeper of Senate

In the event of the death, resignation, or disability of the Sergeant at Arms and Doorkeeper of the Senate, the Deputy Sergeant at Arms and Doorkeeper shall act as Sergeant at Arms and Doorkeeper of the Senate in carrying out the duties and responsibilities of that office in all matters until such time as a new Sergeant at Arms and Doorkeeper of the Senate shall have

been elected and qualified or such disability shall have been ended. For purposes of this section, the Sergeant at Arms and Doorkeeper of the Senate shall be considered as disabled only during such period of time as the Majority and Minority Leaders and the President Pro Tempore of the Senate certify jointly to the Senate that the Sergeant at Arms and Doorkeeper of the Senate is unable to perform his duties. In the event that the Sergeant at Arms and Doorkeeper of the Senate is absent, the Deputy Sergeant at Arms and Doorkeeper shall act during such absence as the Sergeant at Arms and Doorkeeper of the Senate in carrying out the duties and responsibilities of the office in all matters.

(Pub. L. 97-51, § 128, Oct. 1, 1981, 95 Stat. 966.)

§ 61e-4. Designation by Sergeant at Arms and Doorkeeper of Senate of persons to approve vouchers for payment of moneys

The Sergeant at Arms and Doorkeeper of the Senate (hereinafter in this section referred to as the “Sergeant at Arms”) may designate one or more employees in the Office of the Sergeant at Arms and Doorkeeper of the Senate to approve, on his behalf, all vouchers, for payment of moneys, which the Sergeant at Arms is authorized to approve. Whenever the Sergeant at Arms makes a designation under the authority of the preceding sentence, he shall immediately notify the Committee on Rules and Administration in writing of the designation, and thereafter any approval of any voucher, for payment of moneys, by an employee so designated shall (until such designation is revoked and the Sergeant at Arms notifies the Committee on Rules and Administration in writing of the revocation) be deemed and held to be approved by the Sergeant at Arms for all intents and purposes.

(Pub. L. 98-181, title I, § 1201, Nov. 30, 1983, 97 Stat. 1289.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1984.

§§ 61f, 61f-1. Omitted

Section 61f, acts Aug. 5, 1955, ch. 568, 69 Stat. 501; June 27, 1956, ch. 453, 70 Stat. 357; July 1, 1957, Pub. L. 85-75, 71 Stat. 245; July 31, 1958, Pub. L. 85-570, 72 Stat. 440; Aug. 21, 1959, Pub. L. 86-176, 73 Stat. 399; July 12, 1960, Pub. L. 86-628, 74 Stat. 447; Aug. 10, 1961, Pub. L. 87-130, 75 Stat. 321; Oct. 2, 1962, Pub. L. 87-730, 76 Stat. 681; Dec. 30, 1963, Pub. L. 88-248, 77 Stat. 804, prescribed the basic annual compensation of certain clerical, skilled, and unskilled employees in the office of Sergeant at Arms and Doorkeeper of Senate, and was omitted for lack of general applicability.

Section 61f-1, Pub. L. 91-382, Aug. 18, 1970, 84 Stat. 808, authorized Sergeant at Arms to employ certain additional personnel and prescribed their compensation, and was omitted for lack of general applicability.

§ 61f-1a. Travel expenses of Sergeant at Arms and Doorkeeper of Senate

For the purpose of carrying out his duties, the Sergeant at Arms and Doorkeeper of the Senate is authorized to incur official travel expenses during each fiscal year not to exceed the sums made available for such purpose under appropriations Acts. With the approval of the Ser-

geant at Arms and Doorkeeper of the Senate and in accordance with such regulations as may be promulgated by the Senate Committee on Rules and Administration, the Secretary of the Senate is authorized to advance to the Sergeant at Arms or to any designated employee under the jurisdiction of the Sergeant at Arms and Doorkeeper, such sums as may be necessary to defray official travel expenses incurred in carrying out the duties of the Sergeant at Arms and Doorkeeper. The receipt of any such sum so advanced to the Sergeant at Arms and Doorkeeper or to any designated employee shall be taken and passed by the accounting officers of the Government as a full and sufficient voucher; but it shall be the duty of the traveler, as soon as practicable, to furnish to the Secretary of the Senate a detailed voucher of the expenses incurred for the travel with respect to which the sum was so advanced, and make settlement with respect to such sum. Payments under this section shall be made from funds included in the appropriations account, within the contingent fund of the Senate, for the Sergeant at Arms and Doorkeeper of the Senate, upon vouchers approved by the Sergeant at Arms and Doorkeeper.

(Pub. L. 94-303, title I, § 117, June 1, 1976, 90 Stat. 615; Pub. L. 95-391, title I, § 106, Sept. 30, 1978, 92 Stat. 772; Pub. L. 96-86, § 111(c), Oct. 12, 1979, 93 Stat. 661; Pub. L. 97-12, title I, § 108, June 5, 1981, 95 Stat. 62; Pub. L. 100-458, title I, § 6, Oct. 1, 1988, 102 Stat. 2161; Pub. L. 101-520, title I, § 6, Nov. 5, 1990, 104 Stat. 2258.)

AMENDMENTS

1990—Pub. L. 101-520 amended section generally. Prior to amendment, section read as follows: “For the purpose of carrying out his duties, the Sergeant at Arms and Doorkeeper of the Senate is authorized to incur official travel expenses not to exceed \$250,000 during any fiscal year. With the approval of the Sergeant at Arms and Doorkeeper, the Secretary of the Senate is authorized to advance to any designated employee under the jurisdiction of the Sergeant at Arms and Doorkeeper such sums as may be necessary, not exceeding \$1,000, to defray official travel expenses in assisting the Sergeant at Arms and Doorkeeper in carrying out his duties. Any such employee shall, as soon as practicable, furnish to the Sergeant at Arms and Doorkeeper a detailed voucher for such expenses incurred and make settlement with respect to any amount so advanced. For purposes of this section, official travel expenses includes travel expenses incurred in connection with training of employees only if the training has been approved by the Committee on Rules and Administration of the Senate. Payments under this section shall be made from funds included in the appropriation ‘Miscellaneous Items’ under the heading ‘Contingent Expenses of the Senate’ upon vouchers approved by the Sergeant at Arms and Doorkeeper.”

1988—Pub. L. 100-458, which directed the substitution of “not to exceed \$250,000 during any fiscal year” for “not to exceed \$167,000 during any fiscal year” was executed by making the substitution for “not exceeding \$167,000 during any fiscal year” as the probable intent of Congress because of absence of “not to exceed” in text.

1981—Pub. L. 97-12 substituted “\$167,000” for “\$92,000”.

1979—Pub. L. 96-86 substituted “\$92,000” for “\$25,000”.

1978—Pub. L. 95-391 substituted “\$25,000” for “\$10,000”.

EFFECTIVE DATE OF 1990 AMENDMENT

Section 6 of Pub. L. 101-520 provided that the amendment made by that section is effective in the case of fiscal years which begin after Sept. 30, 1990.

EFFECTIVE DATE OF 1988 AMENDMENT

Section 6 of Pub. L. 100-458 provided that the amendment made by that section is effective with fiscal year ending Sept. 30, 1988.

EFFECTIVE DATE OF 1981 AMENDMENT

Section 108 of Pub. L. 97-12 provided that the amendment made by that section is effective with the fiscal year ending Sept. 30, 1981.

EFFECTIVE DATE OF 1979 AMENDMENT

Section 111(c) of Pub. L. 96-86 provided that the amendment made by that section is effective with the fiscal year ending Sept. 30, 1980.

§§ 61f-2 to 61f-6. Omitted

Sections were omitted for lack of general applicability. Sections were from the Legislative Branch Appropriation Act, 1972, the Supplemental Appropriation Act, 1972, the Supplemental Appropriation Act, 1973, the Legislative Branch Appropriation Act, 1974, and the Supplemental Appropriation Act, 1974, respectively, and provided for the appointment and compensation of specified Senate employees by the Sergeant at Arms.

Section 61f-2, Pub. L. 92-51, July 9, 1971, 85 Stat. 127, was effective July 1, 1971.

Section 61f-3, Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 634, was effective Jan. 1, 1972.

Section 61f-4, Pub. L. 92-607, ch. V, Oct. 31, 1972, 86 Stat. 1504, was effective Nov. 1, 1972.

Section 61f-5, Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 529, was effective July 1, 1973.

Section 61f-6, Pub. L. 93-245, ch. VI, Jan. 3, 1974, 87 Stat. 1078, was effective Dec. 1, 1973.

§ 61f-7. Abolition of statutory positions in Office of Sergeant at Arms and Doorkeeper of Senate; authority to establish and fix compensation for positions

Effective October 1, 1981, all statutory positions in the Office of the Sergeant at Arms and Doorkeeper of the Senate (other than the positions of the Sergeant at Arms and Doorkeeper of the Senate, Deputy Sergeant at Arms and Doorkeeper, and Administrative Assistant) are abolished, and in lieu of the positions hereby abolished the Sergeant at Arms and Doorkeeper of the Senate is authorized to establish such number of positions as he deems appropriate and appoint and fix the compensation of employees to fill the positions so established; except that the annual rate of compensation payable to any employee appointed to fill any position established by the Sergeant at Arms and Doorkeeper of the Senate shall not, for any period of time, be in excess of \$1,000 less than the annual rate of compensation of the Sergeant at Arms and Doorkeeper of the Senate for that period of time; and except that nothing in this section shall be construed to affect any position authorized by statute, if the compensation for such position is to be paid from the contingent fund of the Senate.

(Pub. L. 97-51, § 116, Oct. 1, 1981, 95 Stat. 963.)

TRANSFER OF JURISDICTION OF SENATE CHAMBER PUBLIC ADDRESS SYSTEM FROM ARCHITECT OF CAPITOL TO SERGEANT AT ARMS AND DOORKEEPER OF SENATE

Pub. L. 102-90, title I, § 8, Aug. 14, 1991, 105 Stat. 451, provided that:

“(a) Effective October 1, 1991, the jurisdiction and control of the Senate chamber public address system is transferred from the Architect of the Capitol to the Sergeant at Arms and Doorkeeper of the Senate. In the case of any employee of the Architect of the Capitol transferred during fiscal year 1992 to the Sergeant at Arms and Doorkeeper of the Senate as an audio operator—

“(1) in the case of days of annual leave to the credit of any such employee as of the date such employee is transferred, the Architect of the Capitol is authorized to make payment to each such employee for that annual leave, and no such payment shall be considered a payment or compensation within the meaning of any law relating to dual compensation; and

“(2) for purposes of section 8339(m) of title 5, United States Code, the days of unused sick leave to the credit of any such employee as of the date such employee is transferred shall be included in the total service of such employee in connection with the computation of any annuity under subsections (a) through (e), (n), and (q) of such section.

“(b) The Architect of the Capitol shall provide the maintenance of the Senate chamber public address system until such system is replaced by a combined public address and audio broadcast system.”

TRANSFER OF JURISDICTION OF ELEVATORS IN CAPITOL BUILDING UNDER CONTROL OF SENATE FROM ARCHITECT OF CAPITOL TO SERGEANT AT ARMS AND DOORKEEPER OF SENATE

Pub. L. 102-90, title I, § 9, Aug. 14, 1991, 105 Stat. 452, provided that:

“(a) Subject to subsection (b), those employees of the Architect of the Capitol engaged in operating elevators in that part of the United States Capitol Building under the control and jurisdiction of the United States Senate, together with the elevator operating functions performed by such employees, effective October 1, 1991, shall be transferred to the jurisdiction of the Sergeant at Arms and Doorkeeper of the Senate.

“(b) The Sergeant at Arms and Doorkeeper of the Senate is authorized to enter into an agreement or other arrangement with the Architect of the Capitol regarding the supervision of such employees.”

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61f-8. Use by Sergeant at Arms and Doorkeeper of Senate of individual consultants or organizations, and department and agency personnel

For each fiscal year (beginning with the fiscal year which ends September 30, 1982), the Sergeant at Arms and Doorkeeper of the Senate is hereby authorized to expend from the account for the Sergeant at Arms and Doorkeeper of the Senate, within the contingent fund of the Senate, an amount not to exceed \$300,000:

(1) the procurement of the services, on a temporary basis, of individual consultants, or organizations thereof, with the prior consent of the Committee on Rules and Administration; such services may be procured by contract with the providers acting as independent contractors, or in the case of individuals, by employment at daily rates of compensation not in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate; and any such con-

tract shall not be subject to the provisions of section 5 of title 41 or any other provision of law requiring advertising; and

(2) with the prior consent of the Government department or agency concerned and the Committee on Rules and Administration, use on a reimbursable basis (with reimbursement payable at the end of each calendar quarter for services rendered during such quarter) of the services of personnel of any such department or agency.

Payments made under this section shall be made upon vouchers approved by the Sergeant at Arms and Doorkeeper of the Senate.

(Pub. L. 97-51, § 117, Oct. 1, 1981, 95 Stat. 964; Pub. L. 97-257, title I, § 103, Sept. 10, 1982, 96 Stat. 849; Pub. L. 98-367, title I, § 7, July 17, 1984, 98 Stat. 475; Pub. L. 100-458, title I, § 7, Oct. 1, 1988, 102 Stat. 2162.)

AMENDMENTS

1988—Pub. L. 100-458 substituted “from the account for the Sergeant at Arms and Doorkeeper of the Senate, within the contingent fund of the Senate, an amount not to exceed \$300,000:” for “from the contingent fund of the Senate an amount not to exceed \$210,000 for:”.

1984—Pub. L. 98-367 substituted “\$210,000” for “\$60,000”.

1982—Par. (1). Pub. L. 97-257 substituted “the procurement of the services, on a temporary basis, of individual consultants, or organizations thereof, with the prior consent of the Committee on Rules and Administration; such services may be procured by contract with the providers acting as independent contractors, or in the case of individuals, by employment at daily rates of compensation not in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate; and any such contract shall not be subject to the provisions of section 5 of title 41 or any other provision of law requiring advertising; and” for “the procurement of individual consultants, on a temporary or intermittent basis, at a daily rate of compensation not in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate with the prior consent of the Committee on Rules and Administration; and”.

§ 61f-9. Employment of personnel by Sergeant at Arms and Doorkeeper of Senate at daily rates of compensation; authorization; limitation on amount of compensation

The Sergeant at Arms and Doorkeeper of the Senate, in carrying out the duties of his office, is authorized to employ personnel at daily rates of compensation; no individual so employed shall be paid at a daily rate of compensation which is in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate; and payments under authority of this section shall be made from the account, within the contingent fund of the Senate, for the “Sergeant at Arms and Doorkeeper of the Senate”, upon vouchers approved by the Sergeant at Arms and Doorkeeper of the Senate.

(Pub. L. 98-367, title I, § 6, July 17, 1984, 98 Stat. 475.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

§ 61g. Compensation of Secretaries for Senate Majority and Minority

The Secretary for the Majority of the Senate (other than the incumbent holding office on April 1, 1977) and the Secretary for the Minority of the Senate shall each be paid at an annual rate of compensation of \$39,500.

(Pub. L. 93-371, § 4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94-59, title I, § 105, July 25, 1975, 89 Stat. 275; Pub. L. 95-26, title I, § 102(a), May 4, 1977, 91 Stat. 82.)

PRIOR PROVISIONS

A prior section 61g, acts Aug. 5, 1955, ch. 568, 69 Stat. 502; June 27, 1956, ch. 453, § 101, 70 Stat. 357, prescribed the gross annual compensation of Secretaries of Senate Majority and Minority.

AMENDMENTS

1977—Pub. L. 95-26 substituted “April 1, 1977” for “July 1, 1975”. Provisions covering the compensation of the incumbent holding the office of Secretary for the Majority of the Senate on July 1, 1975, were dropped as executed. See successor provisions set out as a note below.

1975—Pub. L. 94-59 increased annual rate of compensation of both Secretary for Majority of Senate and Secretary for Minority of Senate from \$38,190 to \$39,500 and substituted provisions excepting incumbent Secretary for Majority holding office on July 1, 1975, from mandatory payment of \$39,500 rate but authorizing payment to him as long as he occupies that position at a maximum annual rate of compensation not to exceed \$39,500 for provisions excepting Secretary for Majority holding office on June 15, 1974, from mandatory payment of the \$38,190 rate but authorizing payment to him as long as he occupied that position at a maximum annual rate of compensation not to exceed \$38,190.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94-59 provided that the increase in the rate of compensation to \$39,500 is effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 4 of Pub. L. 93-371, set out in part as an Effective Date of 1974 Amendment note under section 61a of this title.

COMPENSATION OF INCUMBENT HOLDING POSITION OF SECRETARY FOR THE MAJORITY ON APRIL 1, 1977

Section 102(b) of Pub. L. 95-26 provided that: “The Majority Leader of the Senate is authorized to fix the compensation of the Secretary for the Majority so long as the position is held by the incumbent holding such position on April 1, 1977.”

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93-371 not to supersede order of President pro tempore of the Senate authorizing higher rate of compensation or any authority of President pro tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 4 of Pub. L. 93-371, set out in part as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability

Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

1964 INCREASE IN GROSS ANNUAL COMPENSATION

Rates of gross compensation of Secretaries for Senate Majority and Minority, see section 202(f), (g) of Pub. L. 88-426, title II, Aug. 14, 1964, 78 Stat. 414, set out as a note under section 60a-1 of this title.

§§ 61g-1 to 61g-3. Omitted

CODIFICATION

Section 61g-1, Pub. L. 89-691, title IV, § 404, Oct. 15, 1966, 80 Stat. 1024, authorized, effective Oct. 1, 1966, Senate Majority Leader to fix the gross compensation of Secretary for Majority at not to exceed \$25,611.05 per annum so long as position is held by present incumbent. See section 61g of this title.

Sections 61g-2 and 61g-3, Pub. L. 94-59, title I, July 25, 1975, 89 Stat. 272, originally classified to section 61g-3 and later reclassified to section 61g-2, authorized, effective July 1, 1975, and each fiscal year thereafter, Secretaries for Senate Majority and Minority to each appoint and fix compensation of an assistant during emergencies at specified rates of compensation for not more than six months in each fiscal year. Pub. L. 95-94, title I, Aug. 5, 1977, 91 Stat. 658, abolished such positions, effective Oct. 1, 1977, and authorized Secretaries concerned to appoint such employees as they deem appropriate. See section 61g-5 of this title.

§ 61g-4. Appointment and compensation of employees by Secretary of Conference of Majority of Senate and Secretary of Conference of Minority of Senate

Effective October 1, 1979, the Secretary of the Conference of the Majority and the Secretary of the Conference of the Minority are each authorized to appoint and fix the compensation of such employees as they deem appropriate: *Provided*, That the gross compensation paid to such employees shall not exceed \$70,000 each fiscal year for each Secretary.

(Pub. L. 96-38, title I, § 102, July 25, 1979, 93 Stat. 111.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1979.

PRIOR PROVISIONS

A prior section 61g-4, Pub. L. 95-26, title I, § 100, May 4, 1977, 91 Stat. 80, authorized Secretary of Conference of Majority and Secretary of Conference of Minority each to appoint and fix compensation of an Executive Assistant and a Secretary. These positions were abolished by section 102 of Pub. L. 96-38, effective Oct. 1, 1979.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61g-5. Appointment and compensation of employees by Secretaries for Senate Majority and Minority; gross compensation

Effective October 1, 1977, the Secretary for the Majority and the Secretary for the Minority are each authorized to appoint and fix the compensation of such employees as they deem ap-

appropriate: *Provided*, That the gross compensation paid to such employees shall not exceed \$143,200 each fiscal year for each Secretary.

(Pub. L. 95-94, title I, Aug. 5, 1977, 91 Stat. 658, 659.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1978, which is title I of the Legislative Branch Appropriation Act, 1978.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61g-6. Payment of expenses of Conference of Majority and Conference of Minority from Senate contingent fund

For each fiscal year (beginning with the fiscal year which ends September 30, 1982) there is authorized to be expended from the contingent fund of the Senate an amount, not in excess of \$75,000, for the Conference of the Majority and an equal amount for the Conference of the Minority. Payments under this section shall be made only for expenses actually incurred by such a Conference in carrying out its functions, and shall be made upon certification and documentation of the expenses involved, by the Chairman of the Conference claiming payment hereunder and upon vouchers approved by such Chairman and by the Committee on Rules and Administration, except that vouchers shall not be required for payment of long-distance telephone calls.

(Pub. L. 97-51, § 120, Oct. 1, 1981, 95 Stat. 965; Pub. L. 97-276, Oct. 2, 1982, § 101(e), 96 Stat. 1189; Pub. L. 99-151, title I, § 1, Nov. 13, 1985, 99 Stat. 794; Pub. L. 101-163, title I, Nov. 21, 1989, 103 Stat. 1043; Pub. L. 101-520, title I, Nov. 5, 1990, 104 Stat. 2256.)

CODIFICATION

The 1982 amendment by Pub. L. 97-276 is based on section 105 of S. 2939, Ninety-seventh Congress, 2d Session, as reported Sept. 22, 1982, and incorporated by reference in section 101(e) of Pub. L. 97-276, to be effective as if enacted into law.

AMENDMENTS

1990—Pub. L. 101-520 substituted “\$75,000” for “\$50,000”.

1989—Pub. L. 101-163 substituted “\$50,000” for “\$40,000”.

1985—Pub. L. 99-151 inserted “, except that vouchers shall not be required for payment of long-distance telephone calls”.

1982—Pub. L. 97-276 substituted “\$40,000” for “\$30,000”. See Codification note above.

EFFECTIVE DATE OF 1990 AMENDMENT

Title I of Pub. L. 101-520 provided that the amendment made by Pub. L. 101-520 is effective in the case of fiscal years beginning after Sept. 30, 1990.

EFFECTIVE DATE OF 1989 AMENDMENT

Title I of Pub. L. 101-163 provided that the amendment made by Pub. L. 101-163 is effective in the case of fiscal years beginning after Sept. 30, 1989.

EFFECTIVE DATE OF 1982 AMENDMENT

Section 105 of S. 2939, Ninety-seventh Congress, 2d Session, as reported Sept. 22, 1982, and incorporated by

reference in section 101(e) of Pub. L. 97-276, to be effective as if enacted into law, provided that the amendment made by that section is effective for fiscal years beginning after Sept. 30, 1981.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 61g-7 of this title.

§ 61g-6a. Salaries and expenses for Senate Majority and Minority Policy Committees and Senate Majority and Minority Conference Committees

(a) Transfer of funds for Policy Committees

(1) The Chairman of the Majority or Minority Policy Committee of the Senate may, during any fiscal year, at his or her election transfer funds from the appropriation account for salaries for the Majority and Minority Policy Committees of the Senate, to the account, within the contingent fund of the Senate, from which expenses are payable for such committees.

(2) The Chairman of the Majority or Minority Policy Committee of the Senate may, during any fiscal year, at his or her election transfer funds from the appropriation account for expenses, within the contingent fund of the Senate, for the Majority and Minority Policy Committees of the Senate, to the account from which salaries are payable for such committees.

(b) Transfer of funds for Conference Committees

(1) The Chairman of the Majority or Minority Conference Committee of the Senate may, during any fiscal year, at his or her election transfer funds from the appropriation account for salaries for the Majority and Minority Conference Committees of the Senate, to the account, within the contingent fund of the Senate, from which expenses are payable for such committees.

(2) The Chairman of the Majority or Minority Conference Committee of the Senate may, during any fiscal year, at his or her election transfer funds from the appropriation account for expenses, within the contingent fund of the Senate, for the Majority and Minority Conference Committees of the Senate, to the account from which salaries are payable for such committees.

(c) Availability of transferred funds

Any funds transferred under this section shall be—

(1) available for expenditure by such committee in like manner and for the same purposes as are other moneys which are available for expenditure by such committee from the account to which the funds were transferred; and

(2) made at such time or times as the Chairman shall specify in writing to the Senate Disbursing Office.

(d) Notification to Committee on Appropriations

The Chairman of a committee transferring funds under this section shall notify the Committee on Appropriations of the Senate of the transfer.

(Pub. L. 101-520, title I, § 1, Nov. 5, 1990, 104 Stat. 2257; Pub. L. 102-90, title I, § 1(a), Aug. 14, 1991, 105 Stat. 450; Pub. L. 104-53, title I, § 7[(a)], Nov. 19, 1995, 109 Stat. 518.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1991, which is title I of the Legislative Branch Appropriations Act, 1991.

AMENDMENTS

1995—Pub. L. 104-53 amended section generally. Prior to amendment, section read as follows: “The Chairman of the Majority or Minority Conference Committee of the Senate may, during any fiscal year (commencing with the fiscal year ending September 30, 1991), at his election transfer not more than \$275,000 from the appropriation account for salaries for the Conference of the Majority and the Conference of the Minority of the Senate, to the account, within the contingent fund of the Senate, from which expenses are payable under section 61g-6 of this title. Any transfer of funds under authority of the preceding sentence shall be made at such time or times as such chairman shall specify in writing to the Senate Disbursing Office. Any funds so transferred by the Chairman of the Majority or Minority Conference Committee shall be available for expenditure by such committee in like manner and for the same purposes as are other moneys which are available for expenditure by such committee from the account, within the contingent fund of the Senate, from which expenses are payable under section 61g-6 of this title.”

1991—Pub. L. 102-90 substituted “\$275,000” for “\$75,000”.

EFFECTIVE DATE OF 1995 AMENDMENT

Section 7(b) of Pub. L. 104-53 provided that: “The amendment made by this section [amending this section] shall take effect on October 1, 1995, and shall be effective with respect to fiscal years beginning on or after that date.”

EFFECTIVE DATE OF 1991 AMENDMENT

Section 1(b) of Pub. L. 102-90 provided that: “Subsection (a) [amending this section] shall take effect on October 1, 1991.”

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Pub. L. 101-163, title I, §1, Nov. 21, 1989, 103 Stat. 1044.
 Pub. L. 100-458, title I, §1, Oct. 1, 1988, 102 Stat. 2161.
 Pub. L. 100-202, §101(i) [title I, §7], Dec. 22, 1987, 101 Stat. 1329-290, 1329-294.

§ 61g-7. Services of consultants to Majority and Minority Conference Committee of Senate

(a) Authorization of expenditure with approval of Committee on Rules and Administration

Funds authorized to be expended under section 61g-6 of this title may be used by the Majority or Minority Conference Committee of the Senate, with the approval of the Committee on Rules and Administration, to procure the temporary services (not in excess of one year) or intermittent services of individual consultants, or organizations thereof, to make studies or advise the committee with respect to any matter within its jurisdiction.

(b) Procurement by contract or employment

Such services in the case of individuals or organizations may be procured by contract as independent contractors, or in the case of individuals, by employment at daily rates of compensation not in excess of the per diem equivalent of the highest gross rate of compensation which may be paid to a regular employee of such committee. Such contracts shall not be subject to the provisions of section 5 of title 41 or any other provision of law requiring advertising.

(c) Selection of consultant or organization by Conference Committee chairman

Any such consultant or organization shall be selected for the Majority or Minority Conference Committee of the Senate by the chairman thereof.

(Pub. L. 99-88, title I, §195, Aug. 15, 1985, 99 Stat. 349.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1985.

§ 61g-8. Utilization of funds for specialized training of professional staff for Majority and Minority Conference Committee of Senate

Funds appropriated to the Conference of the Majority and funds appropriated to the Conference of the Minority for any fiscal year (commencing with the fiscal year ending September 30, 1991), may be utilized in such amounts as the Chairman of each Conference deems appropriate for the specialized training of professional staff, subject to such limitations, insofar as they are applicable, as are imposed by the Committee on Rules and Administration with respect to such training when provided to professional staff of standing committees of the Senate.

(Pub. L. 101-520, title I, §2, Nov. 5, 1990, 104 Stat. 2257.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1991, which is title I of the Legislative Branch Appropriations Act, 1991.

PRIOR PROVISIONS

Provisions relating to utilization of funds for specific fiscal year for specialized training of professional staff for Majority and Minority Conference Committee of Senate were contained in the following prior appropriation acts:

Pub. L. 101-163, title I, §2, Nov. 21, 1989, 103 Stat. 1044.
 Pub. L. 100-458, title I, §2, Oct. 1, 1988, 102 Stat. 2161.
 Pub. L. 100-202, §101(i) [title I], Dec. 22, 1987, 101 Stat. 1329-290, 1329-292.

§§ 61h, 61h-1. Omitted

CODIFICATION

Section 61h, Pub. L. 93-371, §4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94-59, title I, §105, July 25, 1975, 89 Stat. 275, set forth maximum annual rate of compensation for Assistant Secretaries for Senate Majority and Minority. Pub. L. 95-94, title I, Aug. 5, 1977, 91 Stat. 658, abolished such positions, effective Oct. 1, 1977, and authorized Secretaries concerned to appoint and fix compensation of such employees as they deem appropriate. See section 61g-5 of this title.

A prior section 61h, acts Aug. 5, 1955, ch. 568, 69 Stat. 502; June 27, 1956, ch. 453, 70 Stat. 357; Aug. 21, 1959, Pub. L. 86-176, 73 Stat. 399; Aug. 10, 1961, Pub. L. 87-130, 75 Stat. 321; July 27, 1965, Pub. L. 89-90, 79 Stat. 266, authorized basic per annum compensation of Assistant Secretaries for Senate Majority and Minority to be fixed by the respective Secretaries.

Section 61h-1, Pub. L. 93-371, §4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94-59, title I, §105, July 25, 1975, 89 Stat. 275, set a maximum annual rate of compensation of \$38,000 for administrative assistants in Offices of Senate Majority and Minority Leaders. Positions established by Legislative Branch Appropriation Act, 1970, for Offices of Senate Majority and Minority Leaders, which Act, Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 339, formerly clas-

sified to this section, authorized respective leaders to appoint an administrative assistant, were abolished, see title I of Pub. L. 95-26, 91 Stat. 80, set out below. See, also, section 61h-4 of this title.

A prior section 61h-1, Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 339, authorized Senate Majority and Minority Leaders to each appoint and fix compensation of an administrative assistant, a legislative assistant, an executive secretary, and a clerical assistant in lieu of positions heretofore authorized by Senate Resolution 158, agreed to December 9, 1941, Pub. L. 86-30, approved May 20, 1959, and Senate Resolution 240, agreed to January 24, 1952.

ABOLITION OF POSITIONS IN OFFICES OF SENATE MAJORITY AND MINORITY LEADERS

Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80, provided in part: "That the positions established by the Legislative Branch Appropriation Act, 1970 [Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 338], for the Offices of the Majority and Minority Leaders [of the Senate] are abolished effective April 1, 1977." The positions referred to were enumerated in Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 339, classified to former section 61h-1 of this title, which authorized the respective leaders to appoint an administrative assistant, a legislative assistant, an executive secretary, and a clerical assistant in lieu of the positions authorized prior thereto by Senate Resolution 158, agreed to Dec. 9, 1941, Pub. L. 86-30, approved May 20, 1959, and Senate Resolution 240, agreed to Jan. 24, 1952. See section 61h-4 of this title.

§§ 61h-2, 61h-3. Omitted

CODIFICATION

Section 61h-2, Pub. L. 94-59, title I, §105, July 25, 1975, 89 Stat. 275, set a maximum annual rate of compensation of \$36,500 for legislative assistants in Offices of Senate Majority and Minority Leaders. Positions established by Legislative Branch Appropriation Act, 1970, for Offices of Senate Majority and Minority Leaders, which Act, Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 339, classified to former section 61h-1 of this title, authorized the respective leaders to appoint a legislative assistant, were abolished, see Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80, set out as a note under section 61h-1 of this title. See, also, section 61h-4 of this title.

Section 61h-3, Pub. L. 94-59, title I, July 25, 1975, 89 Stat. 269, authorized Senate Majority and Minority Leaders to appoint and fix compensation of an executive secretary and a clerical assistant effective July 1, 1975. Positions established by Legislative Branch Appropriation Act, 1970, for Offices of Senate Majority and Minority Leaders, which Act, Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 339, classified to former section 61h-1 of this title, authorized the respective leaders to appoint an executive secretary, and a clerical assistant, were abolished, see Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80, set out as a note under section 61h-1 of this title. See, also, section 61h-4 of this title.

§ 61h-4. Appointment of employees by Senate Majority and Minority Leaders; compensation

Effective April 1, 1977, the Majority Leader and the Minority Leader are each authorized to appoint and fix the compensation of such employees as they deem appropriate: *Provided*, That the gross compensation paid to such employees shall not exceed \$191,700 each fiscal year for each Leader.

(Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1977.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability

Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61h-5. Assistants to Senate Majority and Minority Leaders for Floor Operations; establishment of positions; appointment; compensation

Effective October 1, 1983, there is established within the Offices of the Majority and Minority Leaders the positions of Assistant to the Majority Leader for Floor Operations and Assistant to the Minority Leader for Floor Operations, respectively. Individuals appointed to such positions by the Majority Leader and Minority Leader, respectively, shall receive compensation at a rate fixed by the appropriate Leader not to exceed the maximum annual rate of gross compensation of the Assistant Secretary of the Senate.

(Pub. L. 98-51, title I, §101(a), July 14, 1983, 97 Stat. 265.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1984, which is title I of the Legislative Branch Appropriation Act, 1984.

PRIOR PROVISIONS

A prior section 61h-5, Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80, authorizing the Majority Leader and the Minority Leader to appoint, respectively, an Assistant to the Majority Leader for Floor Operations and an Assistant to the Minority Leader for Floor Operations, was omitted in view of section 101(b) of Pub. L. 98-51, which provided that: "Effective October 1, 1983, the positions of Assistant to the Majority Leader for Floor Operations and Assistant to the Minority Leader for Floor Operations established by the Supplemental Appropriations Act, 1977 (2 U.S.C. 61h-5), are abolished."

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61h-6. Appointment of consultants by Majority Leader, Minority Leader, Secretary of Senate, and Legislative Counsel of Senate; compensation

(a) The Majority Leader and the Minority Leader, are each authorized to appoint and fix the compensation of not more than four individual consultants, on a temporary or intermittent basis, at a daily rate of compensation not in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate. The Secretary of the Senate is authorized to appoint and fix the compensation of not more than two individual consultants, on a temporary or intermittent basis, at a daily rate of compensation not in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate. The Legislative Counsel of the Senate (subject to the approval of the President pro tempore) is authorized to appoint and fix the compensation of not more than two consultants, on a temporary or

intermittent basis, at a daily rate of compensation not in excess of that specified in the first sentence of this section. The provisions of section 8344 of title 5 shall not apply to any individual serving in a position under this authority. Expenditures under this authority shall be paid from the contingent fund of the Senate upon vouchers approved by the President pro tempore, Majority Leader, Minority Leader, Secretary of the Senate, or Legislative Counsel of the Senate, as the case may be.

(b) The Majority Leader, and the Minority Leader, in appointing individuals to consultant positions under authority of this section, may appoint one such individual to such position at an annual rate of compensation rather than at a daily rate of compensation, but such annual rate shall not be in excess of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate.

(Pub. L. 95-26, title I, §101, May 4, 1977, 91 Stat. 82; Pub. L. 95-94, title I, §110(a), Aug. 5, 1977, 91 Stat. 662; Pub. L. 100-458, title I, §§4, 9, Oct. 1, 1988, 102 Stat. 2161, 2162; Pub. L. 101-302, title III, §314(a), May 25, 1990, 104 Stat. 245; Pub. L. 102-90, title I, §3, Aug. 14, 1991, 105 Stat. 450; Pub. L. 104-2, Feb. 9, 1995, 109 Stat. 45.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1977.

AMENDMENTS

1995—Pub. L. 104-2, which directed the general amendment of section 61h-6 of title 2, was executed by amending section 101 of Pub. L. 95-26, which is classified to section 61h-6 of title 2, to reflect the probable intent of Congress, in subsec. (a) striking out provisions regarding appointment of two consultants at daily rate of compensation by President pro tempore of Senate and increasing number of appointments by Majority Leader of Senate from two to four consultants at daily rate of compensation, and in subsec. (b) striking out provisions regarding appointment of one consultant at an annual rate of compensation by President pro tempore of Senate.

1991—Subsec. (a). Pub. L. 102-90 which directed the insertion of “The Legislative Counsel of the Senate (subject to the approval of the President pro tempore) is authorized to appoint and fix the compensation of not more than 2 consultants, on a temporary or intermittent basis, at a daily rate of compensation not in excess of that specified in the first sentence of this section.” immediately after the second sentence of this section and which directed the substitution of “, Secretary of the Senate, or Legislative Counsel of the Senate, as the case may be” for “and the Secretary of the Senate, respectively” in the last sentence of this section, was executed by making the insertion and the substitution for “and Secretary of the Senate, respectively”, to reflect the probable intent of Congress.

1990—Pub. L. 101-302 designated existing provisions as subsec. (a) and added subsec. (b).

1988—Pub. L. 100-458 provided for appointment, compensation, and voucher approval of two consultants by President pro tempore of Senate and increased the number of appointments by Minority Leader of Senate from two to four individuals.

1977—Pub. L. 95-94 inserted two references to Secretary of Senate.

EFFECTIVE DATE OF 1990 AMENDMENT

Section 314(b) of Pub. L. 101-302 provided that: “The amendments made by this section [amending this sec-

tion] shall be effective in the case of appointments made after the date of enactment of this Act [May 25, 1990].”

EFFECTIVE DATE OF 1977 AMENDMENT

Section 110(b) of Pub. L. 95-94 provided that: “The amendments made by subsection (a) [amending this section] shall take effect on August 1, 1977.”

§ 61h-7. Chiefs of Staff for Senate Majority and Minority Leaders; appointment; compensation

(a) There is established within the Offices of the Majority and Minority Leaders the positions of Chief of Staff for the Majority Leader and Chief of Staff for the Minority Leader, respectively. Individuals appointed to such positions by the Majority Leader and Minority Leader, respectively, shall receive compensation at a rate fixed by the appropriate Leader not to exceed the maximum annual rate of gross compensation of the Assistant Secretary of the Senate.

(b) Gross compensation for employees filling positions established by subsection (a) of this section for the fiscal year ending September 30, 1987, shall be paid out of any funds available in the Senate appropriation for such year under the item “Salaries, Officers and Employees”.

(Pub. L. 101-163, title I, §9, Nov. 21, 1989, 103 Stat. 1046.)

CODIFICATION

Section is based on Senate Resolution No. 89, One Hundredth Congress, Jan. 28, 1987, which was enacted into permanent law by Pub. L. 101-163.

EFFECTIVE DATE

Section 9 of Pub. L. 101-163 provided that this section is effective on Jan. 28, 1987, the date on which Senate Resolution No. 89, One Hundredth Congress, was agreed to.

§§ 61i to 61j-1. Omitted

CODIFICATION

Section 61i, Pub. L. 86-30, title I, May 20, 1959, 73 Stat. 48, which was from the Second Supplemental Appropriation Act, 1959, authorized Senate Majority and Minority Leaders to fix, effective May 1, 1959, basic salaries of research assistants authorized by S. Res. 158, agreed to Dec. 9, 1941, at not to exceed \$8,820 per annum. See section 61h-4 of this title.

Section 61j, Pub. L. 93-371, §4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94-59, title I, §105, July 25, 1975, 89 Stat. 275, set a maximum annual rate of compensation of \$37,000 for administrative assistants in offices of Senate Majority and Minority Whips. Positions established by Legislative Branch Appropriation Act, 1970, for Offices of Senate Majority and Minority Whips, which Act, Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 339, classified to former section 61j of this title, authorized the respective whips to appoint an administrative assistant, were abolished, see title I of Pub. L. 95-26, set out in part as a note under section 61h-1 of this title. See, also, section 61j-2 of this title.

A prior section 61j, Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 339, authorized Senate Majority and Minority Whips to each appoint and fix compensation of an administrative assistant and an executive secretary.

Section 61j-1, Pub. L. 94-59, title I, July 25, 1975, 89 Stat. 270, authorized Senate Majority and Minority Whips, effective July 1, 1975, each to appoint and fix compensation of a legislative assistant. The positions established by Pub. L. 94-59 for the Offices of Majority and Minority Whips were abolished effective Apr. 1,

1977, by Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80, set out as a note under section 61h-1 of this title. See, also, section 61j-2 of this title.

§ 61j-2. Compensation and appointment of employees by Senate Majority and Minority Whips

Effective April 1, 1977, the Majority Whip and the Minority Whip are each authorized to appoint and fix the compensation of such employees as they deem appropriate: *Provided*, That the gross compensation paid to such employees shall not exceed \$111,100 each fiscal year for each Whip.

(Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1977.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61k. Appointment and compensation of employees by President pro tempore of Senate

Effective October 1, 1979, the President pro tempore is authorized to appoint and fix the compensation of such employees as he deems appropriate: *Provided*, That the gross compensation paid to such employees shall not exceed \$123,000 each fiscal year.

(Pub. L. 96-38, title I, § 101, July 25, 1979, 93 Stat. 111.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1979.

PRIOR PROVISIONS

A prior section 61k, Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 79, authorized President pro tempore of Senate to appoint and fix compensation of an Administrative Assistant, a Legislative Assistant, and an Executive Secretary. These positions were abolished effective Oct. 1, 1979, by section 101 of Pub. L. 96-38.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 61l. Appointment and compensation of Administrative Assistant, Legislative Assistant, and Executive Secretary for Deputy President pro tempore of Senate

Effective April 1, 1977, the Deputy President pro tempore is authorized to appoint and fix the compensation of an Administrative Assistant at not to exceed \$47,595 per annum; a Legislative Assistant at not to exceed \$40,080 per annum, and an Executive Secretary at not to exceed \$23,380 per annum.

(Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 80.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1977.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 62. Limitation on compensation of Sergeant at Arms and Doorkeeper of Senate

The Sergeant at Arms and Doorkeeper of the Senate shall receive, directly or indirectly, no fees or other compensation or emolument whatever for performing the duties of the office, or in connection therewith, other than the salary prescribed by law.

(June 20, 1874, ch. 328, 18 Stat. 85; Mar. 3, 1875, ch. 129, 18 Stat. 344.)

§ 62a. Omitted

CODIFICATION

Section, act May 1, 1947, ch. 49, title I, 61 Stat. 58, accorded Sergeant at Arms of Senate the same priority as executive agencies under the Surplus Property Act of 1944 (50 App. U.S.C. 1611-1648). The Surplus Property Act of 1944 was repealed by act June 30, 1949, ch. 288, title V, § 503, 63 Stat. 399, and the priorities thereunder expired Dec. 31, 1949.

§ 62b. Transferred

CODIFICATION

Section, act July 26, 1949, ch. 366, 63 Stat. 482, which related to audits and reports by Comptroller General of fiscal records of House Sergeant at Arms, was transferred to section 81a of this title.

§ 63. Duties of Doorkeeper of Senate

The Doorkeeper of the Senate shall perform the usual services pertaining to his office during the session of Congress, and shall in the recess, under the direction of the Secretary of the Senate, take care of the apartments occupied by the Senate.

(R.S. § 73.)

CODIFICATION

R.S. § 73 derived from act Apr. 12, 1792, ch. 20, 1 Stat. 252.

§ 64. Omitted

CODIFICATION

Section, R.S. § 56, authorizing payment on requisitions drawn by Secretary of Senate of moneys appropriated for compensation of Senate members and officers and for contingent Senate expenses, was omitted in view of the abolition of appropriation for the fund provided for in this section on and after July 1, 1935, and the authorization of annual definite appropriations by act June 26, 1934, ch. 756, § 14, 48 Stat. 1230.

§ 64-1. Employees of Senate Disbursing Office; designation by Secretary of Senate to administer oaths and affirmations

The Secretary of the Senate is on and after November 1, 1973, authorized to designate, in writing, employees of the Disbursing Office of the Senate to administer oaths and affirmations, with respect to matters relating to that Office, authorized or required by law or rules or orders of the Senate (including the oath of office

required by section 3331 of title 5). During any period in which he is so designated, any such employee may administer such oaths and affirmations.

(Pub. L. 93-145, Nov. 1, 1973, 87 Stat. 532.)

§ 64-2. Transfers of funds by Secretary of Senate; approval of Committee on Appropriations

During any fiscal year (commencing with the fiscal year beginning October 1, 1982) the Secretary of the Senate is authorized to make such transfers between appropriations of funds available for disbursement by him during such year, subject to the approval of the Committee on Appropriations of the Senate.

(Pub. L. 97-276, §101(e), Oct. 2, 1982, 96 Stat. 1189.)

CODIFICATION

Section is based on section 104 of S. 2939, Ninety-seventh Congress, 2d Session, as reported Sept. 22, 1982, and incorporated by reference in section 101(e) of Pub. L. 97-276, to be effective as if enacted into law.

PRIOR PROVISIONS

A prior section 64-2, Pub. L. 95-26, title I, §108, May 4, 1977, 91 Stat. 85, provided that, on and after May 4, 1977, Secretary of Senate was authorized to transfer funds between appropriations with approval of a resolution of Senate.

TRANSFER OF FUNDS BY SECRETARY OF SENATE

Provisions authorizing Secretary of Senate, as Disbursing Officer of Senate, to make such transfers between appropriations of funds available for disbursement by him for specific fiscal years, as he deems appropriate, subject to customary reprogramming procedures of Senate Committee on Appropriations were contained in the following appropriation acts:

Pub. L. 97-51, §113, Oct. 1, 1981, 95 Stat. 963.

Pub. L. 97-12, title I, §107, June 5, 1981, 95 Stat. 62.

§ 64-3. Reimbursement for Capitol Police salaries paid by Senate for service at Federal Law Enforcement Training Center

Notwithstanding any other provision of law, the Secretary of the Senate is authorized to receive moneys from the Department of the Treasury as reimbursements for salaries paid by the United States Senate in connection with certain officers and members of the United States Capitol Police serving as instructors at the Federal Law Enforcement Training Center. Moneys so received shall be deposited in the Treasury of the United States as miscellaneous receipts.

(Pub. L. 95-26, title I, §111, May 4, 1977, 91 Stat. 87.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1977.

§ 64a. Death, resignation, or disability of Secretary and Assistant Secretary of Senate; Financial Clerk deemed successor as disbursing officer

For any period during which both the Secretary and the Assistant Secretary of the Senate are unable (because of death, resignation, or disability) to discharge such Secretary's duties as disbursing officer of the Senate, the Financial Clerk of the Senate shall be deemed to be the

successor of such Secretary as disbursing officer.

(Mar. 3, 1926, ch. 44, §1, 44 Stat. 162; Oct. 31, 1969, Pub. L. 91-105, §2, 83 Stat. 169; Aug. 18, 1970, Pub. L. 91-382, 84 Stat. 810; June 6, 1972, Pub. L. 92-310, title II, §220(g), 86 Stat. 204; July 17, 1984, Pub. L. 98-367, title I, §2(a), 98 Stat. 474.)

AMENDMENTS

1984—Pub. L. 98-367 substituted “For any period during which both the Secretary and the Assistant Secretary of the Senate are unable (because of death, resignation, or disability) to discharge such Secretary's duties as disbursing officer of the Senate, the Financial Clerk of the Senate shall be deemed to be the successor of such Secretary as disbursing officer” for “In the event of the death, resignation, or disability of the Secretary of the Senate, the Financial Clerk of the Senate shall be deemed his successor as a disbursing officer and he shall serve as such disbursing officer until the end of the quarterly period during which a new Secretary shall have been elected and qualified, or such disability shall have been ended”.

1972—Pub. L. 92-310 struck out provisions which related to the bond of the Financial Clerk.

1970—Pub. L. 91-382 substituted “Financial Clerk” for “Comptroller”.

1969—Pub. L. 91-105 substituted the Comptroller of the Senate for the Financial Clerk of the Senate as the successor of the Secretary of the Senate in the event of the death, resignation, or disability of the Secretary.

EFFECTIVE DATE OF 1970 AMENDMENT

Pub. L. 91-382 provided that the amendment made by Pub. L. 91-382 is effective Aug. 1, 1970.

CERTIFICATION OF DISABILITY

Secretary of the Senate to be considered as disabled for purposes of this section only during such period of time as the Majority and Minority Leaders and the President pro tempore of the Senate certify jointly to the Senate that he is unable to perform his duties, see section 64b of this title.

CROSS REFERENCES

Clerk of House, death, resignation, etc., see section 75a of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 64b of this title.

§ 64a-1. Compensation of Financial Clerk of Senate

The Financial Clerk of the Senate may be paid at a maximum annual rate of compensation not to exceed \$39,000.

(Pub. L. 93-371, §4, Aug. 13, 1974, 88 Stat. 429; Pub. L. 94-59, title I, §105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94-59 substituted “\$39,000” for “\$37,620”, effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 4 of Pub. L. 93-371, set out in part as an Effective Date of 1974 Amendment note under section 61a of this title.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93-371 not to supersede order of President pro tempore of the Senate

authorizing higher rate of compensation or any authority of the President pro tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 4 of Pub. L. 93-371, set out in part as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for Senate officers and employees under authority of Federal Pay Comparability Act of 1970 (Pub. L. 91-656), see Salary Directives of President pro tempore of the Senate, set out as notes under section 60a-1 of this title.

§ 64b. Death, resignation, or disability of Secretary of Senate; Assistant Secretary of Senate to act as Secretary; written designation of absent status

In the event of the death, resignation, or disability of the Secretary of the Senate, the Assistant Secretary of the Senate shall act as Secretary in carrying out the duties and responsibilities of that office in all matters until such time as a new Secretary shall have been elected and qualified or such disability shall have been ended. For purposes of this section and section 64a of this title, the Secretary of the Senate shall be considered as disabled only during such period of time as the Majority and Minority Leaders and the President pro tempore of the Senate certify jointly to the Senate that the Secretary is unable to perform his duties. In the event that the Secretary of the Senate is absent or is to be absent for reasons other than disability (as provided in this paragraph), and makes a written designation that he is or will be so absent, the Assistant Secretary shall act during such absence as the Secretary in carrying out the duties and responsibilities of the office in all matters. The designation may be revoked in writing at any time by the Secretary, and is revoked whenever the Secretary making the designation dies, resigns, or is considered disabled in accordance with this paragraph.

(Pub. L. 92-184, ch. IV, Dec. 15, 1971, 85 Stat. 635; Pub. L. 93-371, § 1, Aug. 13, 1974, 88 Stat. 427; Pub. L. 98-367, title I, § 2(b), July 17, 1984, 98 Stat. 474.)

AMENDMENTS

1984—Pub. L. 98-367 struck out provisions relating to exception for duties of the Secretary as disbursing officer of the Senate.

1974—Pub. L. 93-371 inserted provisions relating to the absence of Secretary of Senate for reasons other than disability and the written designation of such absent status.

§ 65. Repealed. Pub. L. 92-310, title II, § 220(a), (c), June 6, 1972, 86 Stat. 204

Section, R.S. §§ 57, 59; acts Mar. 2, 1895, ch. 177, § 5, 28 Stat. 807; Oct. 31, 1951, ch. 655, § 13, 65 Stat. 715, required Secretary of Senate to give a bond in the sum of \$20,000.

§ 65a. Insurance of office funds of Secretary of Senate and Sergeant at Arms; payment of premiums

The Secretary of the Senate and the Sergeant at Arms on and after June 27, 1956, are authorized and directed to protect the funds of their respective offices by purchasing insurance in an amount necessary to protect said funds against loss. Premiums on such insurance shall be paid

out of the contingent fund of the Senate, upon vouchers approved by the chairman of the Committee on Rules and Administration.

(June 27, 1956, ch. 453, 70 Stat. 360.)

CODIFICATION

Section is from the Legislative Branch Appropriation Act, 1957, act June 27, 1956.

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Aug. 5, 1955, ch. 568, 69 Stat. 504.
 July 2, 1954, ch. 455, title I, 68 Stat. 400.
 Aug. 1, 1953, ch. 304, title I, 67 Stat. 321.
 July 9, 1952, ch. 598, 66 Stat. 467.
 Oct. 11, 1951, ch. 485, 65 Stat. 392.
 Sept. 6, 1950, ch. 896, Ch. II, 64 Stat. 597.
 June 22, 1949, ch. 235, 63 Stat. 219.
 June 14, 1948, ch. 467, 62 Stat. 425.

§ 65b. Advances to Sergeant at Arms of Senate for extraordinary expenses

The Secretary of the Senate on and after July 31, 1958, is authorized, in his discretion, to advance to the Sergeant at Arms of the Senate such sums as may be necessary, not exceeding \$4,000, to meet any extraordinary expenses of the Senate.

(Pub. L. 85-570, July 31, 1958, 72 Stat. 442; Pub. L. 94-440, title I, § 108, Oct. 1, 1976, 90 Stat. 1445; Pub. L. 95-26, title I, § 104, May 4, 1977, 91 Stat. 82.)

AMENDMENTS

1977—Pub. L. 95-26 struck out “during any fiscal year” after “\$4,000”.

1976—Pub. L. 94-440 substituted “\$4,000 during any fiscal year” for “\$2,000”.

§ 65c. Expense allowance for Secretary of Senate, Sergeant at Arms and Doorkeeper of Senate, and Secretaries for Senate Majority and Minority

(a) Notwithstanding any other provision of law, there is hereby established an account, within the Senate, to be known as the “Expense Allowance for the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate and Secretaries for the Majority and for the Minority, of the Senate” (hereinafter in this section referred to as the “Expense Allowance”). For each fiscal year (commencing with the fiscal year ending September 30, 1981) there shall be available from the Expense Allowance an expense allotment not to exceed \$3,000 for each of the above specified officers. Amounts paid from the expense allotment of any such officer shall be paid to him only as reimbursement for actual expenses incurred by him and upon certification and documentation by him of such expenses. Amounts paid to any such officer pursuant to this section shall not be reported as income and shall not be allowed as a deduction under title 26.

(b) For the fiscal year ending September 30, 1981, and the succeeding fiscal year, the Secretary of the Senate shall transfer, for each such year, \$8,000 to the Expense Allowance from “Miscellaneous Items” in the contingent fund of the Senate. For the fiscal year ending Septem-

ber 30, 1983, and for each fiscal year thereafter, there are authorized to be appropriated to the Expense Allowance such funds as may be necessary to carry out the provisions of subsection (a) of this section.

(Pub. L. 97-51, § 119, Oct. 1, 1981, 95 Stat. 964; Pub. L. 98-63, title I, July 30, 1983, 97 Stat. 334; Pub. L. 99-514, § 2, Oct. 22, 1986, 100 Stat. 2095.)

AMENDMENTS

1986—Subsec. (a). Pub. L. 99-514 substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

1983—Subsec. (a). Pub. L. 98-63, which directed that “\$3,000” be substituted for “\$2,000” in first sentence of subsec. (a), was executed by making the substitution in second sentence as the probable intent of Congress.

EFFECTIVE DATE OF 1983 AMENDMENT

Title I of Pub. L. 98-63 provided that the amendment made by Pub. L. 98-63 is effective for fiscal years beginning on or after Oct. 1, 1982.

§ 65d. Funds advanced by Secretary of Senate to Sergeant at Arms and Doorkeeper of Senate to defray office expenses; accountability; maximum amount; vouchers

From funds available for any fiscal year (commencing with the fiscal year ending September 30, 1984), the Secretary of the Senate shall advance to the Sergeant at Arms and Doorkeeper of the Senate for the purpose of defraying office expenses such sums (for which the Sergeant at Arms and Doorkeeper shall be accountable) not in excess of \$1,000 at any one time, as such Sergeant at Arms shall from time to time request; except that the aggregate of the sums so advanced during the fiscal year shall not exceed \$10,000.

In accordance with the provisions of this section, a detailed voucher shall be submitted to the Secretary of the Senate by such Sergeant at Arms whenever necessary, in order to replenish funds expended.

(Pub. L. 98-51, title I, § 104, July 14, 1983, 97 Stat. 266.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1984, which is title I of the Legislative Branch Appropriation Act, 1984.

§ 65e. Transferred

CODIFICATION

Section, Pub. L. 98-63, title I, July 30, 1983, 97 Stat. 333, which provided that effective with fiscal year 1983 and each fiscal year thereafter, the expense allowance of Majority and Minority Whips of Senate could not exceed \$5,000 each fiscal year for each Whip, was transferred and executed to section 31a-1 of this title.

§ 65f. Funds for Secretary of Senate to assist in proper discharge within United States of responsibilities to foreign parliamentary groups or other foreign officials

(a) On and after July 11, 1987, the Secretary of the Senate is authorized to use any available funds (but not in excess of \$50,000 for any fiscal year), out of the appropriation account (within the Contingent Fund of the Senate) for the Sec-

retary of the Senate, to assist him in the proper discharge, within the United States, of his appropriate responsibilities to members of foreign parliamentary groups or other foreign officials.

(b) The provisions of subsection (a) of this section shall be effective in the case of expenditures for fiscal years ending after September 30, 1986.

(Pub. L. 100-71, title I, § 2, July 11, 1987, 101 Stat. 423; Pub. L. 102-90, title I, § 4, Aug. 14, 1991, 105 Stat. 450.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1987.

AMENDMENTS

1991—Subsec. (a). Pub. L. 102-90 substituted “On and after July 11, 1987, the Secretary of the Senate is authorized” for “The Secretary of the Senate is authorized” and “\$50,000” for “\$25,000”.

§ 66. Repealed. Pub. L. 93-344, title V, § 505(1), July 12, 1974, 88 Stat. 322

Section, act June 19, 1934, ch. 648, title I, § 1, 48 Stat. 1022, directed that the fiscal year for adjustment of accounts of Secretary of Senate for compensation and mileage of Senators extend from July 1 to June 30.

EFFECTIVE DATE OF REPEAL

Repeal effective July 12, 1974, see section 905 of Pub. L. 93-344, set out as an Effective Date note under section 621 of this title.

§ 66a. Restriction on payment of dual compensation by Secretary of Senate

Unless otherwise specifically authorized by law, no part of any appropriation disbursed by the Secretary of the Senate shall be available for payment of compensation to any person holding any position, for any period for which such person received compensation for holding any other position, the compensation for which is disbursed by the Secretary of the Senate.

(June 27, 1956, ch. 453, 70 Stat. 360.)

§ 67. Clerks to Senators-elect

A Senator entitled to receive his own salary may appoint the usual clerical assistants allowed Senators.

(Mar. 2, 1895, ch. 177, § 1, 28 Stat. 766; Feb. 20, 1923, ch. 98, 42 Stat. 1266; June 19, 1934, ch. 648, title I, § 1, 48 Stat. 1022.)

AMENDMENTS

1934—Act June 19, 1934, struck out provisions as to maximum of four clerical assistants and as to their compensation.

§ 67a. Employment of civilian employees of executive branch of Government by Senate Committee on Appropriations; restoration to former position

Whenever any person has left or leaves any civilian position in any department or agency in the executive branch of the Government in order to accept employment by the Senate Committee on Appropriations, he shall be carried on the rolls of such committee and shall be solely employed by such committee, and responsible only

to it; but he shall be entitled upon making application to the Director of the Office of Personnel Management within thirty days after the termination of his employment by such committee (unless such employment is terminated for cause) to be restored to a position in the same or any other department or agency where an opening exists, comparable to the position which, according to the records of the department or agency which he left to accept employment by the Senate Committee on Appropriations or in the judgment of the Director of the Office of Personnel Management, such person would be occupying if he had remained in the employ of such department or agency during the time he was employed by such committee; and such person shall be restored to such position with the same seniority, status, and pay as if he had remained in the employ of the department or agency which he left, during such time. This section shall not be construed to require any person to be restored to a position in any department or agency after the expiration of the time for which he was appointed to the position which he left to accept employment by such committee.

(June 13, 1945, ch. 189, §1, 59 Stat. 243; July 1, 1946, ch. 530, 60 Stat. 392; 1978 Reorg. Plan No. 2, §102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

AMENDMENTS

1946—Act July 1, 1946, reenacted section without change.

TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted in text for “Civil Service Commission” pursuant to Reorg. Plan No. 2 of 1978, §102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred functions vested by statute in United States Civil Service Commission and Chairman thereof to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1–102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

§ 68. Payments from Senate contingent fund

No payment shall be made from the contingent fund of the Senate unless sanctioned by the Committee on Rules and Administration of the Senate. Payments made upon vouchers or abstracts of disbursements of salaries approved by said Committee shall be deemed, held, and taken, and are declared to be conclusive upon all the departments and officers of the Government: *Provided*, That no payment shall be made from said contingent fund as additional salary or compensation to any officer or employee of the Senate.

(Oct. 2, 1888, ch. 1069, 25 Stat. 546; Aug. 2, 1946, ch. 753, §102, 60 Stat. 814; Dec. 27, 1974, Pub. L. 93–554, title I, 88 Stat. 1776.)

CODIFICATION

Provisions of act Oct. 2, 1888, relating to payments from contingent fund of the House of Representatives are classified to section 95 of this title.

AMENDMENTS

1974—Pub. L. 93–554 inserted provision relating to applicability to payments made upon abstracts of disbursements of salaries.

1946—Act Aug. 2, 1946, substituted “Committee on Rules and Administration” for “Committee to Audit and Control Contingent Expenses”.

EFFECTIVE DATE OF 1974 AMENDMENT

Title I of Pub. L. 93–554 provided that the amendment made by Pub. L. 93–554 is effective Jan. 1, 1975.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 288m, 601 of this title.

§ 68–1. Committee on Rules and Administration; designation of employees to approve vouchers for payments from Senate contingent fund

The Committee on Rules and Administration may authorize its chairman to designate any employee or employees of such Committee to approve in his behalf, all vouchers making payments from the contingent fund of the Senate, such approval to be deemed and held to be approval by the Committee on Rules and Administration for all intents and purposes.

(Pub. L. 93–145, Nov. 1, 1973, 87 Stat. 529; Pub. L. 97–51, §126, Oct. 1, 1981, 95 Stat. 965; Pub. L. 98–473, title I, §123A(c), Oct. 12, 1984, 98 Stat. 1970.)

AMENDMENTS

1984—Pub. L. 98–473 substituted “any employee or employees of such Committee” for “the committee Auditor and the committee Assistant Auditor”.

1981—Pub. L. 97–51 substituted “the committee Auditor and the committee Assistant Auditor” for “one committee employee”.

§ 68–2. Appropriations for contingent expenses of Senate; restrictions

Appropriations made for contingent expenses of the Senate shall not be used for the payment of personal services except upon the express and specific authorization of the Senate in whose behalf such services are rendered. Nor shall such appropriations be used for any expenses not intimately and directly connected with the routine legislative business of the Senate, and the General Accounting Office shall apply the provisions of this section in the settlement of the accounts of expenditures from said appropriations incurred for services or materials.

(Feb. 14, 1902, ch. 17, 32 Stat. 26; June 10, 1921, ch. 18, title III, §304, 42 Stat. 24.)

CODIFICATION

Section was a proviso annexed to an appropriation for miscellaneous items, in the Urgent Deficiency Appropriation Act for the fiscal year 1902.

Section was formerly classified to section 671 of Title 31 prior to the general revision and enactment of Title 31, Money and Finance, by Pub. L. 97–258, §1, Sept. 13, 1982, 96 Stat. 877.

Provisions relating to appropriations for contingent expenses of the House of Representatives are set out in section 95a of this title.

TRANSFER OF FUNCTIONS

“General Accounting Office” substituted in text for “accounting officers of the Treasury” pursuant to act

June 10, 1921, which transferred powers and duties of Comptroller, six auditors, and certain other employees of the Treasury to General Accounting Office. See section 701 et seq. of Title 31, Money and Finance.

§ 68-3. Separate accounts for “Secretary of the Senate” and for “Sergeant at Arms and Doorkeeper of the Senate”; establishment within Senate contingent fund; inclusion of funds in existing accounts

(a) Effective October 1, 1983—

(1) there shall be, within the contingent fund of the Senate, a separate account for the “Secretary of the Senate”, and a separate account for the “Sergeant at Arms and Doorkeeper of the Senate”;

(2) the account for “Automobiles and Maintenance”, within the contingent fund of the Senate, is abolished, and funds for the purchase, lease, exchange, maintenance, and operation of vehicles for the Senate shall be included in the separate account, established by paragraph (1), for the “Sergeant at Arms and Doorkeeper of the Senate”; and

(3) the account for “Postage Stamps”, within the contingent fund of the Senate, is abolished; and funds for special delivery postage of the Office of the Secretary of the Senate shall be included in the separate account, established by paragraph (1), for the “Secretary of the Senate”; funds for special delivery postage of the Sergeant at Arms and Doorkeeper of the Senate shall be included in the separate account, established by paragraph (1), for the “Sergeant at Arms and Doorkeeper of the Senate”; and postage stamps for the Secretaries for the Majority and the Minority and other offices and officers of the Senate, as authorized by law, shall be included in the account for “Miscellaneous Items”, within the contingent fund of the Senate.

(b) Any provision of law which was enacted, or any Senate resolution which was agreed to, prior to October 1, 1983, and which authorizes moneys in the contingent fund of the Senate to be expended by or for the use of the Secretary of the Senate, or his office (whether generally or from a specified account within such fund) may on and after October 1, 1983, be construed to authorize such moneys to be expended from the separate account, within such fund, established by subsection (a)(1) of this section for the “Secretary of the Senate”; and any provision of law which was enacted prior to October 1, 1983, and which authorizes moneys in the contingent fund of the Senate to be expended by or for the use of the Sergeant at Arms and Doorkeeper of the Senate, or his office (whether generally or from a specified account within such fund) may on and after October 1, 1983, be construed to authorize such moneys to be expended from the separate account, within such fund, established by subsection (a)(1) of this section for the “Sergeant at Arms and Doorkeeper of the Senate”.

(Pub. L. 98-51, title I, § 103, July 14, 1983, 97 Stat. 266.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1984, which is title I of the Legislative Branch Appropriation, 1984.

§ 68-4. Deposit of moneys for credit to account within Senate contingent fund for “Sergeant at Arms and Doorkeeper of the Senate”

Any provision of law which is enacted prior to October 1, 1983, and which directs the Sergeant at Arms and Doorkeeper of the Senate to deposit any moneys in the United States Treasury for credit to the account, within the contingent fund of the Senate, for “Miscellaneous Items”, or for “Automobiles and Maintenance” shall, on and after October 1, 1983, be deemed to direct him to deposit such moneys in the United States Treasury for credit to the account, within the contingent fund of the Senate, for the “Sergeant at Arms and Doorkeeper of the Senate”.

(Pub. L. 98-181, title I, § 1202, Nov. 30, 1983, 97 Stat. 1289.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1984.

§ 68-5. Purchase, lease, exchange, maintenance, and operation of vehicles out of account for Sergeant at Arms and Doorkeeper of Senate within Senate contingent fund; authorization of appropriations

For each fiscal year (commencing with the fiscal year ending September 30, 1985) there is authorized to be appropriated to the account, within the contingent fund of the Senate, for the Sergeant at Arms and Doorkeeper of the Senate, such funds (which shall be in addition to funds authorized to be so appropriated for other purposes) as may be necessary for the purchase, lease, exchange, maintenance, and operation of vehicles as follows: one for the Vice President, one for the President pro tempore of the Senate, one for the Majority Leader of the Senate, one for the Minority Leader of the Senate, one for the Majority Whip of the Senate, one for the Minority Whip of the Senate, one for the attending physician, one as authorized by Senate Resolution 90 of the 100th Congress¹ such number as is needed for carrying mails, and for official use of the offices of the Secretary of the Senate, the Sergeant at Arms and Doorkeeper of the Senate, the Secretary for the Majority, and the Secretary for the Minority, and such additional number as is otherwise specifically authorized by law.

(Pub. L. 99-88, title I, § 192, Aug. 15, 1985, 99 Stat. 349; Pub. L. 100-202, § 101(i) [title I, § 3(a)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-294.)

REFERENCES IN TEXT

Senate Resolution 90 of the 100th Congress, referred to in text, which was agreed to Jan. 28, 1987, provided in part for the Sergeant at Arms and Doorkeeper of the Senate to provide, by lease or purchase, and maintain an automobile for the former President pro tempore of the Senate.

CODIFICATION

Section is from the Supplemental Appropriations Act, 1985.

AMENDMENTS

1987—Pub. L. 100-202 substituted “one for the attending physician, one as authorized by Senate Resolution

¹ So in original. Probably should be followed by a comma.

90 of the 100th Congress” for “and” and inserted “, and such additional number as is otherwise specifically authorized by law”.

EFFECTIVE DATE OF 1987 AMENDMENT

Section 101(i) [title I, §3(b)] of Pub. L. 100-202 provided that: “The amendments made by subsection (a) [amending this section] shall be effective in the case of fiscal years ending after September 30, 1986.”

§ 68-6. Transfers from appropriations account for expenses of Office of Secretary of Senate and Office of Sergeant at Arms and Doorkeeper of Senate

(a) The Secretary of the Senate is authorized, with the approval of the Senate Committee on Appropriations, to transfer, during any fiscal year (1) from the appropriations account, within the contingent fund of the Senate, for expenses of the Office of the Secretary of the Senate, such sums as he shall specify to the Senate appropriations account, appropriated under the headings “Salaries, Officers and Employees” and “Office of the Secretary”, and (2) from the Senate appropriations account, appropriated under the headings “Salaries, Officers and Employees” and “Office of the Secretary” to the appropriations account, within the contingent fund of the Senate, for expenses of the Office of the Secretary of the Senate, such sums as he shall specify; and any funds so transferred shall be available in like manner and for the same purposes as are other funds in the account to which the funds are transferred.

(b) The Sergeant at Arms and Doorkeeper of the Senate is authorized, with the approval of the Senate Committee on Appropriations, to transfer, during any fiscal year, from the appropriations account, within the contingent fund of the Senate, for expenses of the Office of the Sergeant at Arms and Doorkeeper of the Senate, such sums as he shall specify to the appropriations account, appropriated under the headings “Salaries, Officers and Employees” and “Office of the Sergeant at Arms and Doorkeeper”; and any funds so transferred shall be available in like manner and for the same purposes as are other funds in the account to which the funds are transferred.

(Pub. L. 100-458, title I, §3, Oct. 1, 1988, 102 Stat. 2161; Pub. L. 101-302, title III, §317, May 25, 1990, 104 Stat. 247.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1989, which is title I of the Legislative Branch Appropriations Act, 1989.

AMENDMENTS

1990—Subsec. (a). Pub. L. 101-302 designated existing provisions as cl. (1) and added cl. (2).

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation act:

Pub. L. 100-202, §101(i) [title I, §8], Dec. 22, 1987, 101 Stat. 1329-290, 1329-295.

§ 68-6a. Transfers from appropriations account for expenses of Office of Sergeant at Arms and Doorkeeper of Senate

The Sergeant at Arms and Doorkeeper of the Senate is authorized, with the approval of the

Senate Committee on Appropriations, to transfer, during any fiscal year, from the appropriations account, appropriated under the headings “Salaries, Officers and Employees” and “Office of the Sergeant at Arms and Doorkeeper”, such sums as he shall specify to the appropriations account, within the contingent fund of the Senate, for expenses of the Office of the Sergeant at Arms and Doorkeeper of the Senate; and any funds so transferred shall be available in like manner and for the same purposes as are other funds in the account to which the funds are transferred.

(Pub. L. 101-520, title I, §5, Nov. 5, 1990, 104 Stat. 2258.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1991, which is title I of the Legislative Branch Appropriations Act, 1991.

§ 68-7. Senate Office of Public Records Revolving Fund

(a) Establishment

There is established in the Treasury of the United States a revolving fund within the contingent fund of the Senate to be known as the “Senate Office of Public Records Revolving Fund” (hereafter in this section referred to as the “revolving fund”).

(b) Source of moneys for deposit in Fund; availability of moneys in Fund

All moneys received on and after October 1, 1989, by the Senate Office of Public Records from fees and other charges for services shall be deposited to the credit of the revolving fund. Moneys in the revolving fund shall be available without fiscal year limitation for disbursement by the Secretary of the Senate for use in connection with the operation of the Senate Office of Public Records, including supplies, equipment, and other expenses.

(c) Vouchers

Disbursements from the revolving fund shall be made upon vouchers approved by the Secretary of the Senate.

(d) Regulations

The Secretary of the Senate is authorized to prescribe such regulations as may be necessary to carry out the provisions of this section.

(e) Transfer of moneys into Fund

To provide capital for the revolving fund, the Secretary of the Senate is authorized to transfer, from moneys appropriated for fiscal year 1990 to the account “Miscellaneous Items” in the contingent fund of the Senate, to the revolving fund such sum as he may determine necessary, not to exceed \$30,000.

(Pub. L. 101-163, title I, §13, Nov. 21, 1989, 103 Stat. 1047.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1990, which is title I of the Legislative Branch Appropriations Act, 1990.

§ 68-8. Vouchering Senate office charges

(a) Senate support office charges

Charges for expenses of any office, the funds of which are disbursed by the Secretary of the Sen-

ate, may be vouchered by a Senate support office paying such expenses or to which such charges are owed for goods or services provided, if—

(1) such charges are paid on behalf of the office incurring such expenses by such Senate support office; or

(2) such charges are payable to such Senate support office for goods or services provided by such office to the office incurring such expenses.

(b) Payment charged to official funds

Payments under this section shall be charged to the official funds of the office on whose behalf the expenses were paid, or which received the goods or services for which payment is required.

(c) Certification

Any voucher submitted by a Senate support office pursuant to this section shall be accompanied by a certification from such office of the amount and that such purchases were of the nature that they could be charged to the official funds of the office on whose behalf charges were paid, or to which goods or services were provided.

(d) Regulations

Vouchers under this section shall be submitted and paid subject to such regulations as may be promulgated by the Committee on Rules and Administration.

(Pub. L. 103–69, title I, §1, Aug. 11, 1993, 107 Stat. 695.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1994, which is title I of the Legislative Branch Appropriations Act, 1994.

§ 68a. Materials, supplies, and fuel payments from Senate contingent fund

Payments from the contingent fund of the Senate for materials and supplies (including fuel) purchased on and after July 8, 1935, through the Administrator of General Services shall be made by check upon vouchers approved by the Committee on Rules and Administration of the Senate.

(July 8, 1935, ch. 374, 49 Stat. 463; Aug. 2, 1946, ch. 753, title I, §102, 60 Stat. 814; June 30, 1949, ch. 288, title I, §102(a), 63 Stat. 380.)

AMENDMENTS

1946—Act Aug. 2, 1946, substituted “Committee on Rules and Administration” for “Committee to Audit and Control Contingent Expenses”.

CHANGE OF NAME

Effective Jan. 1, 1947, Procurement Division of Treasury Department changed to Bureau of Federal Supply by former regulation §5.7 of subpart A of Part 5 of Title 41, Public Contracts, 11 F.R. 13638, issued by Secretary of the Treasury.

Bureau of Federal Supply and its functions and duties transferred to Administrator of General Services by act June 30, 1949.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

§ 68b. Per diem and subsistence expenses from Senate contingent fund

No part of the appropriations made under the heading “Contingent Expenses of the Senate” on and after June 27, 1956 may be expended for per diem and subsistence expenses (as defined in section 5701 of title 5) at rates in excess of the rates prescribed by the Committee on Rules and Administration; except that (1) higher rates may be established by the Committee on Rules and Administration for travel beyond the limits of the continental United States, and (2) in accordance with regulations prescribed by the Committee on Rules and Administration of the Senate, reimbursement for such expenses may be made on an actual expense basis of not to exceed the daily rate prescribed by the Committee on Rules and Administration in the case of travel within the continental limits of the United States. This section shall not apply with respect to per diem or actual travel expenses incurred by Senators and employees in the office of a Senator which are reimbursed under section 58 of this title.

(June 27, 1956, ch. 453, 70 Stat. 360; Aug. 14, 1961, Pub. L. 87–139, §7, 75 Stat. 340; Nov. 10, 1969, Pub. L. 91–114, §3, 83 Stat. 190; May 19, 1975, Pub. L. 94–22, §8, 89 Stat. 86; Aug. 5, 1977, Pub. L. 95–94, title I, §112(e), 91 Stat. 664; Sept. 8, 1978, Pub. L. 95–355, title I, §103, 92 Stat. 533; July 8, 1980, Pub. L. 96–304, title I, §102(b), 94 Stat. 889.)

AMENDMENTS

1980—Pub. L. 96–304 substituted “prescribed by the Committee on Rules and Administration” for “in effect under section 5702 of title 5, for employees of agencies” in two places.

1978—Pub. L. 95–355 substituted provisions relating to applicability of rates under section 5702 of title 5, for employees of agencies, for provisions setting forth specific rates of \$35 and \$50 per day, respectively, for travel expenses.

1977—Pub. L. 95–94 inserted provisions relating to applicability to per diem or actual travel expenses incurred by a Senator or his employee reimbursed under section 58 of this title.

1975—Pub. L. 94–22 substituted “\$35” and “\$50” for “\$25” and “\$40”, respectively.

1969—Pub. L. 91–114 increased maximum per diem rate from \$16 to \$25 and actual expense rate from \$30 to \$40.

1961—Pub. L. 87–139 increased maximum per diem rate from \$12 to \$16 and actual expense rate from \$25 to \$30.

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95–94 effective Aug. 5, 1977, see section 112(f) of Pub. L. 95–94, set out as an Effective Date of 1977 Amendment note under section 58 of this title.

§ 68c. Computation of compensation for stenographic assistance of committees payable from Senate contingent fund

Compensation for stenographic assistance of committees paid out of the items under “Contingent Expenses of the Senate” on and after June 27, 1956 shall be computed at such rates and in accordance with such regulations as may be prescribed by the Committee on Rules and Administration, notwithstanding, and without regard to any other provision of law.

(June 27, 1956, ch. 453, 70 Stat. 360.)

§ 68d. Liquidation from appropriations of any unpaid obligations chargeable to rescinded unexpended balances of funds

If at the close of any fiscal year there is an unexpended balance of funds which were appropriated for such year (or for prior fiscal years) and which are subject to disbursement by the Secretary of the Senate for any purpose, then, if such unexpended balance is by law rescinded, any unpaid obligations chargeable to the balance so rescinded (or to appropriations for such purpose for prior years) shall be liquidated from any appropriations for the same general purpose, which, at the time of payment, are available for disbursement.

(Pub. L. 97-257, title I, §106, Sept. 10, 1982, 96 Stat. 849.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1982.

§ 69. Expenses of committees payable from Senate contingent fund

When any duty is imposed upon a committee involving expenses that are ordered to be paid out of the contingent fund of the Senate, upon vouchers to be approved by the chairman of the committee charged with such duty, the receipt of such chairman for any sum advanced to him or his order out of said contingent fund by the Secretary of the Senate for committee expenses not involving personal services shall be taken and passed by the accounting officers of the Government as a full and sufficient voucher; but it shall be the duty of such chairman, as soon as practicable, to furnish to the Secretary of the Senate vouchers in detail for the expenses so incurred.

(Mar. 3, 1879, ch. 183, 20 Stat. 419; June 10, 1921, ch. 18, title III, §304, 42 Stat. 24; June 22, 1949, ch. 235, §101, 63 Stat. 218.)

AMENDMENTS

1949—Act June 22, 1949, inserted “for committee expenses not involving personal services” after “Secretary of the Senate”, and omitted the requirement that the Secretary of the Senate file the vouchers with the General Accounting Office.

TRANSFER OF FUNCTIONS

Act June 10, 1921, transferred powers and duties of Comptroller, six auditors, and certain other officers of the Treasury to General Accounting Office.

CROSS REFERENCES

Payments from contingent fund of Senate not to be made unless sanctioned, the vouchers of which are declared conclusive upon all departments of Government, see section 68 of this title.

§ 69a. Orientation seminars, etc., for new Senators, Senate officials, or members of staffs of Senators or Senate officials; payment of expenses

Effective July 1, 1979, there is authorized an expense allowance for the Office of the Secretary of the Senate and the Office of Sergeant at Arms and Doorkeeper of the Senate which shall not exceed \$10,000 each fiscal year for each

such office. Payments made under this section shall be reimbursements only for actual expenses (including meals and food-related expenses) incurred in the course of conducting orientation seminars for Senators, Senate officials, or members of the staffs of Senators or Senate officials and other similar meetings, in the Capitol Building or the Senate Office Buildings. Such payments shall be made upon certification and documentation of such expenses by the Secretary and Sergeant at Arms, respectively, and shall be made out of the contingent fund of the Senate upon vouchers signed by the Secretary and the Sergeant at Arms, respectively. Amounts received as reimbursement of such expenses shall not be reported as income, and the expenses so reimbursed shall not be allowed as a deduction, under title 26.

(Pub. L. 96-38, title I, §107(a), July 25, 1979, 93 Stat. 112; Pub. L. 99-88, title I, §193, Aug. 15, 1985, 99 Stat. 349; Pub. L. 99-514, §2, Oct. 22, 1986, 100 Stat. 2095; Pub. L. 100-202, §101(i) [title I, §6], Dec. 22, 1987, 101 Stat. 1329-290, 1329-294; Pub. L. 102-392, title I, §3, Oct. 6, 1992, 106 Stat. 1706.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1979.

PRIOR PROVISIONS

A prior section 69a, Pub. L. 95-94, title I, §105, Aug. 5, 1977, 91 Stat. 661, provided for expenditure of \$1,000 during any fiscal year to conduct orientation seminars for new Senators and their staffs, prior to repeal effective July 1, 1979, by section 107(b) of Pub. L. 96-38.

AMENDMENTS

1992—Pub. L. 102-392 substituted “\$10,000” for “\$4,000”.

1987—Pub. L. 100-202 substituted “\$4,000” for “\$2,000”.

1986—Pub. L. 99-514 substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

1985—Pub. L. 99-88 substituted “Senators, Senate officials, or members of the staffs of Senators or Senate officials” for “Senators and members of their staffs.”.

EFFECTIVE DATE OF 1987 AMENDMENT

Section 101(i) [title I, §6] of Pub. L. 100-202 provided that the amendment made by Pub. L. 100-202 is effective in the case of fiscal years beginning after Sept. 30, 1986.

§§ 70 to 72. Omitted

CODIFICATION

Section 70, act July 16, 1914, ch. 141, §1, 38 Stat. 456, repealed resolutions passed prior to July 1, 1914, authorizing payment for clerical and messenger service.

Section 71, act July 11, 1919, ch. 6, §1, 41 Stat. 57, was a provision in the Third Deficiency Act of 1919 authorizing Secretary of the Army to transfer to Sergeant at Arms of Senate motor equipment no longer required by the War Department. It is the opinion of the Department of the Army the section was intended to cover only surplus Army material on hand following World War I.

Section 72, acts Mar. 4, 1925, ch. 549, §1, 43 Stat. 1291; May 13, 1926, ch. 294, §1, 44 Stat. 542; Feb. 23, 1927, ch. 168, §1, 44 Stat. 1152; May 14, 1928, ch. 551, §1, 45 Stat. 522; Feb. 28, 1929, ch. 367, §1, 45 Stat. 1392; June 6, 1930, ch. 407, §1, 46 Stat. 509; Feb. 20, 1931, ch. 234, §1, 46 Stat. 1179; June 30, 1932, ch. 314, §1, 47 Stat. 387; Feb. 28, 1933, ch. 134, §1, 47 Stat. 1356, related to Committee employ-

ees after termination of Congress, and was limited to the Legislative Branch Appropriation Acts of which it was a part.

§ 72a. Committee staffs

(a) Appointment of professional members; number; qualifications; termination of employment

Each standing committee of the Senate (other than the Committee on Appropriations) is authorized to appoint, by majority vote of the committee, not more than six professional staff members in addition to the clerical staffs. Such professional staff members shall be assigned to the chairman and the ranking minority member of such committee as the committee may deem advisable, except that whenever a majority of the minority members of such committee so request, two of such professional staff members may be selected for appointment by majority vote of the minority members and the committee shall appoint any staff members so selected. A staff member or members appointed pursuant to a request by the minority members of the committee shall be assigned to such committee business as such minority members deem advisable. Services of professional staff members appointed by majority vote of the committee may be terminated by a majority vote of the committee and services of professional staff members appointed pursuant to a request by the minority members of the committee shall be terminated by the committee when a majority of such minority members so request. Professional staff members authorized by this subsection shall be appointed on a permanent basis, without regard to political affiliation, and solely on the basis of fitness to perform the duties of their respective positions. Such professional staff members shall not engage in any work other than committee business and no other duties may be assigned to them.

(b) Professional members for Committee on Appropriations; examinations of executive agencies' operation

Subject to appropriations which it shall be in order to include in appropriation bills, the Committee on Appropriations of each House is authorized to appoint such staff, in addition to the clerk thereof and assistants for the minority, as each such committee, by a majority vote, shall determine to be necessary, such personnel, other than the minority assistants, to possess such qualifications as the committees respectively may prescribe, and the Committee on Appropriations of the House also is authorized to conduct studies and examinations of the organization and operation of any executive agency (including any agency the majority of the stock of which is owned by the Government of the United States) as it may deem necessary to assist it in connection with the determination of matters within its jurisdiction and in accordance with procedures authorized by the committee by a majority vote, including the rights and powers conferred by House Resolution Numbered 50, adopted January 9, 1945.

(c) Clerical employees; appointment; number; duties; termination of employment

The clerical staff of each standing committee of the Senate (other than the Committee on Ap-

propriations), which shall be appointed by a majority vote of the committee, shall consist of not more than six clerks to be attached to the office of the chairman, to the ranking minority member, and to the professional staff, as the committee may deem advisable, except that whenever a majority of the minority members of such committee so requests, one of the members of the clerical staff may be selected for appointment by majority vote of such minority members and the committee shall appoint any staff member so selected. The clerical staff shall handle committee correspondence and stenographic work, both for the committee staff and for the chairman and ranking minority member on matters related to committee work, except that if a member of the clerical staff is appointed pursuant to a request by the minority members of the committee, such clerical staff member shall handle committee correspondence and stenographic work for the minority members of the committee and for any members of the committee staff appointed under subsection (a) of this section pursuant to request by such minority members, on matters related to committee work. Services of clerical staff members appointed by majority vote of the committee may be terminated by majority vote of the committee and services of clerical staff members appointed pursuant to a request by the minority members of the committee shall be terminated by the committee when a majority of such minority members so request.

(d) Recordation of committee hearings, data, etc.; access to records

All committee hearings, records, data, charts, and files shall be kept separate and distinct from the congressional office records of the Member serving as chairman of the committee; and such records shall be the property of the Congress and all members of the committee and the respective Houses shall have access to such records. Each committee is authorized to have printed and bound such testimony and other data presented at hearings held by the committee.

(e) Repealed. Pub. L. 91-510, title IV, § 477(a)(3), Oct. 26, 1970, 84 Stat. 1195

(f) Limitations on appointment of professional members

No committee shall appoint to its staff any experts or other personnel detailed or assigned from any department or agency of the Government, except with the written permission of the Committee on Rules and Administration of the Senate or the Committee on House Administration of the House of Representatives, as the case may be.

(g) Appointments when no vacancy exists; payment from Senate contingent fund

In any case in which a request for the appointment of a minority staff member under subsection (a) or subsection (c) of this section is made at any time when no vacancy exists to which the appointment requested may be made—

- (1) the person appointed pursuant to such a request under subsection (a) of this section

may serve in addition to any other professional staff members authorized by such subsection and may be paid from the contingent fund of the Senate until such time as such a vacancy occurs, at which time such person shall be considered to have been appointed to such vacancy; and

(2) the person appointed pursuant to such a request under subsection (c) of this section may serve in addition to any other clerical staff members authorized by such subsection and may be paid, until otherwise provided, from the contingent fund of the Senate.

(h) Salary rates, assignment of facilities, and accessibility of committee records for minority staff appointees

Staff members appointed pursuant to a request by minority members of a committee under subsection (a) or subsection (c) of this section, and staff members appointed to assist minority members of subcommittees pursuant to authority of Senate resolution, shall be accorded equitable treatment with respect to the fixing of salary rates, the assignment of facilities, and the accessibility of committee records.

(i) Consultants for Senate and House standing committees; procurement of temporary or intermittent services; contracts; advertisement requirements inapplicable; selection method; qualifications report to Congressional committees

(1) Each standing committee of the Senate or House of Representatives is authorized, with the approval of the Committee on Rules and Administration in the case of standing committees of the Senate, or the Committee on House Administration in the case of standing committees of the House of Representatives, within the limits of funds made available from the contingent funds of the respective Houses pursuant to resolutions, which shall specify the maximum amounts which may be used for such purpose, approved by such respective Houses, to procure the temporary services (not in excess of one year) or intermittent services of individual consultants, or organizations thereof, to make studies or advise the committee with respect to any matter within its jurisdiction or with respect to the administration of the affairs of the committee.

(2) Such services in the case of individuals or organizations may be procured by contract as independent contractors, or in the case of individuals by employment at daily rates of compensation not in excess of the per diem equivalent of the highest gross rate of compensation which may be paid to a regular employee of the committee. Such contracts shall not be subject to the provisions of section 5 of title 41 or any other provision of law requiring advertising.

(3) With respect to the standing committees of the Senate, any such consultant or organization shall be selected by the chairman and ranking minority member of the committee, acting jointly. With respect to the standing committees of the House of Representatives, the standing committee concerned shall select any such consultant or organization. The committee shall submit to the Committee on Rules and Administration in the case of standing committees of

the Senate, and the Committee on House Administration in the case of standing committees of the House of Representatives, information bearing on the qualifications of each consultant whose services are procured pursuant to this subsection, including organizations, and such information shall be retained by that committee and shall be made available for public inspection upon request.

(j) Specialized training for professional staffs of Senate and House standing committees, Senate Appropriations Committee, Senate Majority and Minority Policy Committees, and joint committees whose funding is disbursed by Secretary of Senate or Clerk of House; assistance: pay, tuition, etc. while training; continued employment agreement; service credit: retirement, life insurance and health insurance

(1) Each standing committee of the Senate or House of Representatives is authorized, with the approval of the Committee on Rules and Administration in the case of standing committees of the Senate, and the Committee on House Administration in the case of standing committees of the House of Representatives, and within the limits of funds made available from the contingent funds of the respective Houses pursuant to resolutions, which shall specify the maximum amounts which may be used for such purpose, approved by such respective Houses, to provide assistance for members of its professional staff in obtaining specialized training, whenever that committee determines that such training will aid the committee in the discharge of its responsibilities. Any joint committee of the Congress whose expenses are paid out of funds disbursed by the Secretary of the Senate or by the Clerk of the House, the Committee on Appropriations of the Senate, and the Majority Policy Committee and Minority Policy Committee of the Senate are each authorized to expend, for the purpose of providing assistance in accordance with paragraphs (2), (3), and (4) of this subsection for members of its staff in obtaining such training, any part of amounts appropriated to that committee.

(2) Such assistance may be in the form of continuance of pay during periods of training or grants of funds to pay tuition, fees, or such other expenses of training, or both, as may be approved by the Committee on Rules and Administration or the Committee on House Administration, as the case may be.

(3) A committee providing assistance under this subsection shall obtain from any employee receiving such assistance such agreement with respect to continued employment with the committee as the committee may deem necessary to assure that it will receive the benefits of such employee's services upon completion of his training.

(4) During any period for which an employee is separated from employment with a committee for the purpose of undergoing training under this subsection, such employee shall be considered to have performed service (in nonpay status) as an employee of the committee at the rate of compensation received immediately prior to commencing such training (including

any increases in compensation provided by law during the period of training) for the purposes of—

(A) subchapter III (relating to civil service retirement) of chapter 83 of title 5,

(B) chapter 87 (relating to Federal employees group life insurance) of title 5, and

(C) chapter 89 (relating to Federal employees group health insurance) of title 5.

(Aug. 2, 1946, ch. 753, title II, § 202, 60 Stat. 834; July 30, 1947, ch. 361, title I, § 101, 61 Stat. 611; Feb. 24, 1949, ch. 8, 63 Stat. 6; Aug. 5, 1955, ch. 568, § 12, 69 Stat. 509; June 20, 1958, Pub. L. 85-462, § 4(o), 72 Stat. 209; Aug. 14, 1964, Pub. L. 88-426, title II, § 202(j), 78 Stat. 414; Oct. 26, 1970, Pub. L. 91-510, title III, §§ 301(a)-(c), 303, 304, title IV, § 477(a)(3), 84 Stat. 1175, 1176, 1179, 1180, 1195; Oct. 11, 1971, Pub. L. 92-136, § 5, 85 Stat. 378; Oct. 1, 1988, Pub. L. 100-458, title III, § 312, 102 Stat. 2184.)

PARTIAL REPEAL

Section 2(a) of S. Res. 274, Ninety-sixth Congress, Nov. 14, 1979, provided in part that, until otherwise provided by law or resolution of the Senate, the provisions of subsections (a) through (h) of this section shall not apply to committees of the Senate.

ABOLITION OF ADDITIONAL CLERICAL STAFF POSITIONS

Section 2(d) of Senate Resolution 281, Ninety-sixth Congress, approved March 11, 1980, provided that effective February 28, 1981, the additional clerical staff positions established by subsection (g) of this section (as in effect for committees of the Senate prior to November 14, 1979) are abolished.

CODIFICATION

A former subsec. (k) authorized additional professional staff members and clerical employees for specific House committees. Committee staffs are now covered by the Rules of the House of Representatives. Former subsec. (k) was based on the following House resolutions which were enacted into permanent law:

Subsec. (k)(1) was based on House Resolution No. 172 of the Eighty-first Congress, which was enacted into permanent law by act June 22, 1949, ch. 235, § 105, 63 Stat. 230, and House Resolution No. 464 of the Eighty-first Congress, which was enacted into permanent law by act Oct. 11, 1951, ch. 485, § 105, 65 Stat. 403.

Subsec. (k)(2) was based on House Resolution No. 37 of the Eighty-second Congress, which was enacted into permanent law by act Oct. 11, 1951, ch. 485, § 105, 65 Stat. 403, House Resolution No. 393 of the Eighty-eighth Congress, which was enacted into permanent law by Pub. L. 88-454, § 103, Aug. 20, 1964, 78 Stat. 550, House Resolution No. 248 of the Eighty-ninth Congress, which was enacted into permanent law by Pub. L. 89-90, § 103, July 27, 1965, 79 Stat. 281, and House Resolution No. 640 of the Eighty-ninth Congress, which was enacted into permanent law by Pub. L. 89-545, § 103, Aug. 27, 1966, 80 Stat. 369.

Subsec. (k)(3) was based on House Resolution No. 554 of the Eighty-third Congress, which was enacted into permanent law by act July 2, 1954, ch. 455, § 103, 68 Stat. 409, House Resolution No. 468 of the Eighty-fourth Congress, which was enacted into permanent law by act June 27, 1956, ch. 453, § 103, 70 Stat. 370, House Resolution No. 126 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-75, § 103, July 1, 1957, 71 Stat. 256, House Resolution No. 525 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-570, § 103, July 31, 1958, 72 Stat.

453, and House Resolution No. 509 of the Eighty-seventh Congress, which was enacted into permanent law by Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693.

Subsec. (k)(4) was based on House Resolution No. 28 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-75, § 103, July 1, 1957, 71 Stat. 256, and section 2 of House Resolution No. 348 of the Eighty-seventh Congress, which was enacted into permanent law by Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693.

Subsec. (k)(5) was based on House Resolution No. 239 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-570, § 103, July 31, 1958, 72 Stat. 453, and House Resolution No. 225 of the Eighty-eighth Congress, which was enacted into permanent law by Pub. L. 88-248, § 103, Dec. 30, 1963, 77 Stat. 817.

AMENDMENTS

1988—Subsec. (i)(1). Pub. L. 100-458 inserted “or with respect to the administration of the affairs of the committee” before period at end.

1971—Subsec. (g). Pub. L. 92-136, § 5(a), permitted a clerical staff member, appointed at the request of the minority when no vacancy exists on the permanent staff, to continue to serve, in addition to any other clerical staff members authorized, and until otherwise provided, to continue to be paid from the contingent fund of the Senate, thereby eliminating the requirement, in the case of a clerical staff member, that this status continue until such time as a vacancy occurs, at which time such person is considered to be appointed to such vacancy.

Subsec. (j)(1). Pub. L. 92-136, § 5(b), authorized the same training opportunities for professional staff members of the Senate Appropriations Committee, the Senate Majority and Minority Policy Committees and joint committees whose expenses are paid out of funds disbursed by the Secretary of the Senate or the Clerk of the House, as are afforded to professional staff members of standing committees.

1970—Subsec. (a). Pub. L. 91-510, § 301(a), restricted the provisions to standing committees of the Senate, deleting “and the House of Representatives” after “Senate”, increased numerical limitation of professional staff members from four to six, provided for appointment of two staff members by majority vote of minority members of a committee whenever majority of minority members so request and assignment of such appointees to such committee business as the minority members deem advisable, and substituted provision for termination of services of staff members appointed by majority vote of the committee and services of members appointed pursuant to request of minority members of the committee by the committee when majority of such minority members so request for prior termination provision by majority vote of the committee.

Subsec. (c). Pub. L. 91-510, § 301(b), inserted “of the Senate (other than the Committee on Appropriations)” after “each standing committee”, provided for appointment of one clerical staff member by majority vote of minority members of a committee whenever majority of minority members so request and handling by such appointee of committee correspondence and stenographic work for minority members of the committee and for any members of the committee staff appointed under subsec. (a) of this section pursuant to request by the minority members, on matters related to committee work, and for termination of services of clerical staff members appointed by majority vote of the committee and services of members appointed pursuant to request of minority members of the committee by the committee when majority of such minority members so request.

Subsec. (e). Pub. L. 91-510, § 477(a)(3), repealed provisions prescribing basic annual compensation of professional staff members and clerical staff members of standing committees and limiting such compensation, together with additional compensation authorized by law, to maximum amount authorized by Classification Act of 1949.

Subsec. (g). Pub. L. 91-510, § 301(c), added subsec. (g). Former provisions, declaring any individual employed as a professional staff member of any committee as provided in this section ineligible for appointment to any office or position in executive branch of Government for period of one year after he shall have ceased to be such a member, were repealed by act Feb. 24, 1949, ch. 8, 63 Stat. 6.

Subsec. (h). Pub. L. 91-510, § 301(c), added subsec. (h) and struck out former provisions which related to employees of House and Senate Appropriation Committees through fiscal year 1947, all other committee employees through Jan. 31, 1947, and appropriations for compensation of committee employees as contained in Legislative Branch Appropriation Act, 1947, act July 1, 1946, ch. 530, 60 Stat. 386.

Subsec. (i). Pub. L. 91-510, § 303, added subsec. (i).

Subsec. (j). Pub. L. 91-510, § 304, added subsec. (j).

1964—Subsec. (e). Pub. L. 88-426 increased maximum basic annual compensation to professional staff members and clerical staff from \$8,880 to highest amount which, together with additional compensation authorized by law, will not exceed maximum rate authorized by Classification Act of 1949, as amended.

1958—Subsec. (e). Pub. L. 85-462 substituted “\$8,880” for “\$8,820” in two places.

1955—Subsec. (e). Act Aug. 5, 1955, increased maximum basic annual compensation of professional staff and clerical staff from \$8,000 to \$8,820.

1949—Subsec. (g). Act Feb. 24, 1949, repealed subsec. (g).

1947—Subsec. (e). Act July 30, 1947, omitted figure \$2,000 as lowest salary to be paid clerks.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1971 AMENDMENT

Amendment by Pub. L. 92-136 effective as of noon on Jan. 3, 1971, see section 9(a) of Pub. L. 92-136, set out as a note under section 190d of this title.

EFFECTIVE DATE OF 1970 AMENDMENT

Section 601 of Pub. L. 91-510 provided that:

“The foregoing provisions of this Act [see Short Title note below] shall take effect as follows:

“(1) Title I [enacting sections 190a-1 and 190a-2 and amending sections 190a, 190a-1, 190b to 190d, and 190f of this title], title II (except part 2 thereof) [enacting sections 190h to 190k of this title and chapter 22 of former Title 31, Money and Finance, and repealing section 190e of this title], title III (except section 203(d)(2), (d)(3), and (i) of the Legislative Reorganization Act of 1946, as amended by section 321 of this Act, and section 105(e) and (f) of the Legislative Branch Appropriation Act, 1968, as amended by section 305 of this Act) [enacting sections 28 and 29 of this title, amending sections 72a(a), (c), (g) to (j), and 166 of this title, enacting provisions set out as notes under this section and repealing provisions set out as a note under section 60a of this title], and title IV, of this Act [enacting chapters 10A and 13 and sections 60-1 and 88b-1 of this title and sections 166b-1a to 166b-1f, 184a, 193m-1, and 851 of Title 40, Public Buildings, Property, and Works, amending section 198 of this title and sections 2107, 5533, and 8332 of Title 5, Government Organization and Employees, repealing sections 60g, 60g-1, 72a(e), and 88c of this title and section 1106 of Title 8, Aliens and Nationality, and enacting provisions set out as notes under sections 88b-1 and 331 of this title, section 1106 of Title 8, and 166 and 851 of Title 40] shall become effective immediately prior to noon on January 3, 1971.

“(2) Part 2 of title II [amending section 11 of former Title 31] shall be effective with respect to fiscal years beginning on or after July 1, 1972.

“(3) Section 203(d)(2) and (3) of the Legislative Reorganization Act of 1946, as amended by section 321 of this Act [section 166(d)(2) and (3) of this title], shall become effective at the close of the first session of the Ninety-second Congress.

“(4) Section 203(i) of the Legislative Reorganization Act of 1946, as amended by section 321 of this Act [section 166(i) of this title], shall be effective with respect to fiscal years beginning on or after July 1, 1970.

“(5) Title V of this Act [sections 281 to 281b and 282 to 282e of this title] shall become effective on the date of enactment of this Act [Oct. 26, 1970].

“(6) Section 105(e) and (f) of the Legislative Branch Appropriation Act, 1968, as amended by section 305 of this Act [section 61-1(e) and (f) of this title] shall become effective on January 1, 1971.”

EFFECTIVE DATE OF 1964 AMENDMENT

Amendment by Pub. L. 88-426 effective first day of first pay period which begins on or after July 1, 1964, except to the extent provided in section 501(c) of Pub. L. 88-426, see section 501 of Pub. L. 88-426.

EFFECTIVE DATE OF 1958 AMENDMENT

Amendment by Pub. L. 85-462 effective first day of first pay period which began on or after January 1, 1958, see section 17(a) of Pub. L. 85-462.

EFFECTIVE DATE OF 1955 AMENDMENT

Amendment by act Aug. 5, 1955, effective Aug. 1, 1955, see section 14 of that act.

EFFECTIVE DATE

Section 245 of title II of act Aug. 2, 1946, provided that: “This title [see Tables for classification] shall take effect on the date of its enactment [Aug. 2, 1946]; except that sections 202(a), (b), (c), (e), (f), and (h), 222, 223, 224, and 243 shall take effect on the day on which the Eightieth Congress convenes [Jan. 3, 1947].”

SHORT TITLE

Section 1 of Pub. L. 91-510 provided that Pub. L. 91-510 [enacting sections 28, 29, 60-1, 88b-1, 190a-1, 190a-2, 190h to 190k, 281 to 281b, 282 to 282e, 331 to 336, and 411 to 417 of this title, sections 1151 to 1157 and 1171 to 1176 of former Title 31, Money and Finance, and sections 166b-1a to 166b-1f, 184a, 193m-1, and 851 of Title 40, Public Buildings, Property, and Works, amending sections 61-1, 72a, 166, 190a, 190a-1, 190b to 190d, 190f, and 198 of this title, sections 2107, 5533, and 8332 of Title 5, Government Organization and Employees, and section 11 of former Title 31, repealing sections 60g, 60g-1, 88c, and 190e of this title and section 1106 of Title 8, Aliens and Nationality, enacting provisions set out as notes under sections 72a, 88b-1, 281, and 331 of this title and section 166 of Title 40, repealing provisions set out as a note under section 60a of this title, and abolishing Joint Committee on Immigration and Nationality established by former section 1106(a) of Title 8] may be cited as the “Legislative Reorganization Act of 1970.”

Section 1(a) of act Aug. 2, 1946, provided that act Aug. 2, 1946 [enacting sections 72a, 72b-1, 74b, 75a-1, 88a, 132a, 132b, 145a, 166, 190 to 190a-2, 190b to 190f, 190g, 198, and 261 to 270 of this title, and sections 191a and 275 of former Title 5, Executive Departments and Government Officers and Employees, sections 1022(a) and 1024(b)(3) of Title 15, Commerce and Trade, sections 59 and 60 of former Title 31, Money and Finance, sections 525, 526, 527 to 533 of Title 33, Navigation and Navigable Waters, section 174d-1 of Title 40, Public Buildings, Property, and Works, and sections 1, 182c, and 402 of former Title 44, Public Printing and Documents], may be cited as the “Legislative Reorganization Act of 1946.”

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Fi-

nancial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

TRAVEL FOR STUDIES AND EXAMINATIONS OF EXECUTIVE AGENCIES

Pub. L. 104-53, title I, §105, Nov. 19, 1995, 109 Stat. 521, provided that:

“(a) Notwithstanding any other provision of law, or any rule, regulation, or other authority, travel for studies and examinations under section 202(b) of the Legislative Reorganization Act of 1946 (2 U.S.C. 72a(b)) shall be governed by applicable laws or regulations of the House of Representatives or as promulgated from time to time by the Chairman of the Committee on Appropriations of the House of Representatives.

“(b) Subsection (a) shall take effect on the date of the enactment of this Act [Nov. 19, 1995] and shall apply to travel performed on or after that date.”

OVERTIME PAY FOR FBI EMPLOYEES DETAILED TO HOUSE COMMITTEE ON APPROPRIATIONS

Pub. L. 103-283, title I, July 22, 1994, 108 Stat. 1430, provided in part: “That the Federal Bureau of Investigation, notwithstanding any other provision of law, may in any fiscal year pay all administrative uncontrollable overtime accrued by its employees while on detail to the Committee on Appropriations.”

STAFF MEMBERS; REDUCTION IN NUMBER; SELECTION FOR MINORITY MEMBERS

Section 301(d) of Pub. L. 91-510 provided that: “Nothing in the amendments made by subsections (a) and (b) of this section [amending this section] shall be construed—

“(1) to require a reduction in—

“(A) the number of staff members authorized, prior to January 1, 1971, to be employed by any committee of the Senate, by statute or by annual or permanent resolution, or

“(B) the number of such staff members on such date assigned to, or authorized to be selected for appointment by or with the approval of, the minority members of any such committee; or

“(2) to authorize the selection for appointment of staff members by the minority members of a committee in any case in which two or more professional staff members or one or more clerical staff members, as the case may be, who are satisfactory to a majority of such minority members, are otherwise assigned to assist such minority members.”

PROFESSIONAL STAFFS; INCREASE IN NUMBER

Section 301(e) of Pub. L. 91-510 provided that: “The additional professional staff members authorized to be employed by a committee by the amendment made by subsection (a) of this section [amending this section] shall be in addition to any other additional staff members authorized, prior to January 1, 1971, to be employed by any such committee.”

INCREASES IN COMPENSATION

Increases in compensation for Senate and House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-1, 60a-2, and 60a-2a of this title, Salary Directives of President pro tempore of the Senate set out as notes under section 60a-1 of this title, and Salary Directives of Speaker of the House set out as notes under sections 60a-2 and 60a-2a of this title.

REORGANIZATION OF COMMITTEES AND PERSONNEL

Sections 102 and 121 of act Aug. 2, 1946, in amending Rule XXV of the Standing Rules of the Senate, and

Rules X and XI of the Rules of the House of Representatives, reorganized the standing committees in the two Houses, and re-defined the jurisdiction of each such committee. The number of standing committees of the Senate was reduced from 33 to 13, and the number of such committees in the House of Representatives was reduced from 48 to 19. Section 142 of act Aug. 2, 1946, provided that sections 102 and 121 thereof should take effect on Jan. 2, 1947. For provisions of act Aug. 2, 1946, relating to appointment and compensation of clerical staffs of the revised committees and other personnel thereof, and retention of employees of existing committees, see this section and section 74a of this title.

OFFICE OF SENATE SECURITY

S. Res. 243, One Hundredth Congress, July 1, 1987, provided: “That (a) there is established, within the Office of the Secretary of the Senate (hereinafter referred to as the ‘Secretary’), the Office of Senate Security (hereinafter referred to as the ‘Office’), which shall be headed by a Director of Senate Security (hereinafter referred to as the ‘Director’). The Office shall be under the policy direction of the Majority and Minority Leaders of the Senate, and shall be under the administrative direction and supervision of the Secretary.

“(b)(1) The Director shall be appointed by the Secretary after consultation with the Majority and Minority Leaders. The Secretary shall fix the compensation of the Director. Any appointment under this subsection shall be made solely on the basis of fitness to perform the duties of the position and without regard to political affiliation.

“(2) The Director, with the approval of the Secretary, and after consultation with the Chairman and Ranking Member of the Committee on Rules and Administration of the Senate, may establish such policies and procedures as may be necessary to carry out the provisions of this resolution. Commencing one year from the effective date of this resolution, the Director shall submit an annual report to the Majority and Minority Leaders and the Chairman and Ranking Member of the Committee on Rules and Administration on the status of security matters and the handling of classified information in the Senate, and the progress of the Office in achieving the mandates of this resolution.

“SEC. 2. (a) The Secretary shall appoint and fix the compensation of such personnel as may be necessary to carry out the provisions of this resolution. The Director, with the approval of the Secretary, shall prescribe the duties and responsibilities of such personnel. If a Director is not appointed, the Office shall be headed by an Acting Director. The Secretary shall appoint and fix the compensation of the Acting Director.

“(b) The Majority and Minority Leaders of the Senate may each designate a Majority staff assistant and a Minority staff assistant to serve as their liaisons to the Office. Upon such designation, the Secretary shall appoint and fix the compensation of the Majority and Minority liaison assistants.

“SEC. 3. (a) The Office is authorized, and shall have the responsibility, to develop, establish, and carry out policies and procedures with respect to such matters as:

“(1) the receipt, control, transmission, storage, destruction or other handling of classified information addressed to the United States Senate, the President of the Senate, or Members and employees of the Senate;

“(2) the processing of security clearance requests and renewals for officers and employees of the Senate;

“(3) establishing and maintaining a current and centralized record of security clearances held by officers and employees of the Senate, and developing recommendations for reducing the number of clearances held by such employees;

“(4) consulting and presenting briefings on security matters and the handling of classified information for the benefit of Members and employees of the Senate;

“(5) maintaining an active liaison on behalf of the Senate, or any committee thereof, with all departments and agencies of the United States on security matters; and

“(6) conducting periodic review of the practices and procedures employed by all offices of the Senate for the handling of classified information.

“(b) Within 180 days after the Director takes office, he shall develop, after consultation with the Secretary, a Senate Security Manual, to be printed and distributed to all Senate offices. The Senate Security Manual will prescribe the policies and procedures of the Office, and set forth regulations for all other Senate offices for the handling of classified information.

“(c) Within 90 days after taking office, the Director shall conduct a survey to determine the number of officers and employees of the Senate that have security clearances and report the findings of the survey to the Majority and Minority Leaders and Secretary of the Senate together with recommendations regarding the feasibility of reducing the number of employees with such clearances.

“(d) The Office shall have authority—

“(1) to provide appropriate facilities in the United States Capitol for hearings of committees of the Senate at which restricted data or other classified information is to be presented or discussed;

“(2) to establish and operate a central repository in the United States Capitol for the safeguarding of classified information for which the Office is responsible; which shall include the classified records, transcripts, and materials of all closed sessions of the Senate; and

“(3) to administer and maintain oaths of secrecy under paragraph (2) of rule XXIX of the Standing Rules of the Senate and to establish such procedures as may be necessary to implement the provisions of such paragraph.

“SEC. 4. Funds appropriated for the fiscal year 1987 which would be available to carry out the purposes of the Interim Office of Senate Security but for the termination of such Office shall be available for the Office of Senate Security.

“SEC. 5. (a) All records, documents, data, materials, rooms, and facilities in the custody of the Interim Office of Senate Security at the time of its termination on July 10, 1987, are transferred to the Office established by subsection (a) of the first section of this resolution.

“(b) This resolution shall take effect on July 11, 1987.”

S. Res. 229, One Hundredth Congress, June 5, 1987, established within the Office of the Secretary of the Senate an Interim Office of Senate Security with the same duties, functions, personnel, rooms, and facilities as the former Office of Classified National Security Information.

OFFICE OF CLASSIFIED NATIONAL SECURITY INFORMATION

Pub. L. 95-391, title I, §105, Sept. 30, 1978, 92 Stat. 772, as amended by Pub. L. 97-51, §115, Oct. 1, 1981, 95 Stat. 963, eff. Oct. 1, 1981; Pub. L. 99-492, §2(a), Oct. 16, 1986, 100 Stat. 1240; Pub. L. 100-18, §1(a), Apr. 3, 1987, 101 Stat. 262, established for the period beginning on Oct. 1, 1981, and ending on June 5, 1987, within the Office of the Secretary of the Senate, the Office of Classified National Security Information under the policy direction of the Majority Leader, the Minority Leader, and the chairman of the committee on Rules and Administration of the Senate, and under the administrative direction and supervision of the Secretary of the Senate with the responsibility for safeguarding such restricted data and such other classified information as any committee of the Senate may from time to time assign to it.

AUTHORIZATION OF APPROPRIATIONS

Section 244 of act Aug. 2, 1946, provided in part: “All necessary funds required to carry out the provisions of

this Act [see Short Title note above for classification], by the Secretary of the Senate and the Clerk of the House, are hereby authorized to be appropriated.”

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 288, 442 of this title.

§§ 72a-1, 72a-1a. Repealed. Pub. L. 90-57, § 105(i)(4), (5), July 28, 1967, 81 Stat. 144

Section 72a-1, acts Feb. 19, 1947, ch. 4, 61 Stat. 5; June 14, 1948, ch. 467, 62 Stat. 423, provided for compensation of clerical employees of Senate standing committees. See section 61-1(e) of this title.

Section 72a-1a, acts Aug. 5, 1955, ch. 568, §1, 69 Stat. 505; June 20, 1958, Pub. L. 85-462, §4(h), 72 Stat. 208; Aug. 27, 1966, Pub. L. 89-545, 80 Stat. 357, limited compensation of committee staff employees. See section 61-1(e) of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Aug. 1, 1967, see section 105(k) of Pub. L. 90-57, set out as an Effective Date note under section 61-1 of this title.

§ 72a-1b. Approval of employment and compensation of committee employees by House standing committees

Standing committees of the House shall have authority to approve the employment and compensation of committee employees (other than special and select committee employees) from the effective date of the beginning of each Congress, or such subsequent date as their service commenced.

(Pub. L. 87-130, §103, Aug. 10, 1961, 75 Stat. 334.)

CODIFICATION

Section is based on House Resolution No. 16, Eighty-seventh Congress, Jan. 3, 1961, which was enacted into permanent law by Pub. L. 87-130.

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 72a-1c. Repealed. Pub. L. 95-26, title I, § 106(f), May 4, 1977, 91 Stat. 84

Section, Pub. L. 94-59, title I, §108, July 25, 1975, 89 Stat. 276; Pub. L. 94-440, title I, §102, Oct. 1, 1976, 90 Stat. 1443, authorized Senators to hire staff assistance in connection with their committee memberships. See section 72a-1e of this title.

EFFECTIVE DATE OF REPEAL

Section 106(g)(1) of Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 84, which provided that the repeal is effective Mar. 1, 1977, was repealed by Pub. L. 95-94, title I, §111(e)(1), Aug. 5, 1977, 91 Stat. 663.

§ 72a-1d. Repealed. Pub. L. 95-94, title I, § 111(e)(1), Aug. 5, 1977, 91 Stat. 663

Section, Pub. L. 95-26, title I, §106(a)-(e), May 4, 1977, 91 Stat. 83, 84, authorized Senators to employ individuals to assist with committee memberships of Senators and set forth compensation limitations and procedures applicable for employment of such individuals. See section 72a-1e of this title and section 111(a), (b) of Pub. L. 95-94, set out as a note under section 61-1 of this title for related provisions.

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 1977, see section 111(f) of Pub. L. 95-94, set out as an Effective Date note under section 72a-1e of this title.

EFFECTIVE DATE AND SAVINGS PROVISIONS

Section 106(g) of Pub. L. 95-26, title I, May 4, 1977, 91 Stat. 84, provided that this section is effective Mar. 1, 1977, and set forth savings provisions relating to designations and availability of amounts for employees covered by section 72a-1d of this title, and was repealed by section 111(e)(1) of Pub. L. 95-94, title I, Aug. 5, 1977, 91 Stat. 663.

§ 72a-1e. Assistance to Senators with committee memberships by employees in office of Senator

(1) Designation

A Senator may designate employees in his office to assist him in connection with his membership on committees of the Senate. An employee may be designated with respect to only one committee.

(2) Certification; professional staff privileges

An employee designated by a Senator under this section shall be certified by him to the chairman and ranking minority member of the committee with respect to which such designation is made. Such employee shall be accorded all privileges of a professional staff member (whether permanent or investigatory) of such committee including access to all committee sessions and files, except that any such committee may restrict access to its sessions to one staff member per Senator at a time and require, if classified material is being handled or discussed, that any staff member possess the appropriate security clearance before being allowed access to such material or to discussion of it. Nothing contained in this paragraph shall be construed to prohibit a committee from adopting policies and practices with respect to the application of this section which are similar to the policies and practices adopted with respect to the application of section 705(c)(1)¹ of Senate Resolution 4, 95th Congress, and section 72a-1d(c)(1)¹ of this title.

(3) Termination

A Senator shall notify the chairman and ranking minority member of a committee whenever a designation of an employee under this section with respect to such committee is terminated.

(Pub. L. 95-94, title I, §111(c), Aug. 5, 1977, 91 Stat. 662.)

REFERENCES IN TEXT

Section 705(c)(1) of Senate Resolution 4, 95th Congress, referred to in par. (2), which was not classified to the Code, was repealed by Pub. L. 95-94, title I, §111(e)(2), Aug. 5, 1977, 91 Stat. 663.

Section 72a-1d(c)(1) of this title, referred to in par. (2), was repealed by Pub. L. 95-94, title I, §111(e)(1), Aug. 5, 1977, 91 Stat. 663.

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1978, which is title I of the Legislative Branch Appropriation Act, 1978.

¹ See References in Text note below.

EFFECTIVE DATE

Section 111(f) of Pub. L. 95-94 provided that: "This section, and the amendments made by subsection (d) and the repeals made by subsection (e) [enacting this section, amending section 61-1 of this title, enacting notes set out under section 61-1 of this title, and repealing notes set out under section 72a-1d of this title], shall take effect on October 1, 1977."

§ 72a-1f. Designation by Senator who is Chairman or Vice Chairman of Senate Select Committee on Ethics of employee in office of that Senator to perform part-time service for Committee; amount reimbursable; procedure applicable

Notwithstanding any other provisions of law, a Senator who is the Chairman or Vice Chairman of the Senate Select Committee on Ethics may designate one employee employed in his Senate office to perform part-time service for such Committee, and such Committee shall reimburse such Senator for such employee's services for the Committee by transferring from the contingent fund of the Senate, upon vouchers approved by the Chairman of such Committee, to such Senator's Administrative, Clerical, and Legislative Assistance Allowance, with respect to each pay period of such employee, an amount which bears the same ratio to such employee's salary (but not more than one-half of such salary) for such period, as the portion of the time spent (or to be spent) by such employee in performing services for such Committee during such period bears to the total time for which such employee worked (or will work) during such period (as determined by the Chairman of such Committee) for such Committee and in such Senator's office. Any funds transferred under authority of the preceding sentence to a Senator's Administrative, Clerical, and Legislative Assistance¹ shall be available for the same purposes and in like manner as funds therein which were not transferred thereto under such authority. For purposes of any law of the United States, a State, a territory, or a political subdivision thereof, an employee designated by a Senator pursuant to this section shall be considered to be an employee of such Senator's Senate office and not an employee of the Senate Select Committee on Ethics.

(Pub. L. 98-367, title I, §10, July 17, 1984, 98 Stat. 476.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

§ 72a-1g. Referral of ethics violations by Senate Ethics Committee to General Accounting Office for investigation

If the Committee on Ethics of the Senate determines that there is a reasonable basis to believe that a Member, officer, or employee of the Senate may have committed an ethics violation, the committee may request the Office of Special Investigations of the General Accounting Office to conduct factfinding and an investigation into the matter. The Office of Special Investigations

¹ So in original. Probably should be "Assistance Allowance".

shall promptly investigate the matter as directed by the committee.

(Pub. L. 101-194, title V, § 501, Nov. 30, 1989, 103 Stat. 1753.)

§§ 72a-2, 72a-3. Omitted

CODIFICATION

Section 72a-2, acts July 20, 1951, ch. 237, §§ 1-3, 65 Stat. 123; Aug. 5, 1955, ch. 568, §§ 1, 8, 69 Stat. 501, 509; Feb. 14, 1956, ch. 34, Ch. IV, 70 Stat. 13; June 27, 1956, ch. 453, 70 Stat. 357; July 28, 1967, Pub. L. 90-57, § 103, 81 Stat. 141; Aug. 18, 1970, Pub. L. 91-382, § 103, 84 Stat. 825, prescribed basic compensation of employees of House and Senate press, periodical, and radio galleries, and was omitted for lack of general applicability.

Section 72a-3, Pub. L. 91-382, Aug. 18, 1970, 84 Stat. 814, which related to computation of salaries and wages paid out of House appropriation items, was from the Legislative Branch Appropriation Act, 1971, and was not repeated in subsequent appropriation acts. See section 331 et seq. of this title. Similar provisions were contained in the following prior appropriation acts:

Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 347.
 Pub. L. 90-417, July 23, 1968, 82 Stat. 404.
 Pub. L. 90-57, July 28, 1967, 81 Stat. 133.
 Pub. L. 89-545, Aug. 27, 1966, 80 Stat. 361.
 Pub. L. 89-90, July 27, 1965, 79 Stat. 273.
 Pub. L. 88-454, Aug. 20, 1964, 78 Stat. 542.
 Pub. L. 88-248, Dec. 30, 1963, 77 Stat. 809.
 Pub. L. 87-730, Oct. 2, 1962, 76 Stat. 686.
 Pub. L. 87-130, Aug. 10, 1961, 75 Stat. 327.
 Pub. L. 86-628, July 12, 1960, 74 Stat. 453.
 Pub. L. 86-176, Aug. 21, 1959, 73 Stat. 405.
 Pub. L. 85-570, July 31, 1958, 72 Stat. 446.
 Pub. L. 85-75, July 1, 1957, 71 Stat. 249.
 June 27, 1956, ch. 453, 70 Stat. 363.
 Aug. 5, 1955, ch. 568, 69 Stat. 513.
 July 2, 1954, ch. 455, title I, 68 Stat. 403.

§ 72a-4. Repealed. Pub. L. 90-57, § 105(i)(1), July 28, 1967, 81 Stat. 144

Section, Pub. L. 85-75, July 1, 1957, 71 Stat. 246, provided for computation of salaries and wages paid out of Senate contingent-expense items. See section 61-1(b), (c) of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Aug. 1, 1967, see section 105(k) of Pub. L. 90-57, set out as an Effective Date note under section 61-1 of this title.

§ 72b. Regulations governing availability of appropriations for House committee employees

Appropriations for committee employees shall be available in such amounts and under such regulations as may be approved by the Committee on House Administration for compensation of employees of the standing committees of the House of Representatives, except the Committee on Appropriations.

(July 17, 1947, ch. 262, 61 Stat. 367.)

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

§ 72b-1. Omitted

CODIFICATION

Section, act Aug. 2, 1946, ch. 753, title I, § 134(b), 60 Stat. 832, related to reports of committees and sub-

committees of the Senate and House of Representatives on employed personnel. See section 72c of this title and the Standing Rules of the Senate. Section 2(a) of Senate Resolution No. 274, Ninety-sixth Congress, Nov. 14, 1979, provided in part that this section, insofar as it relates to the Senate, is repealed.

§ 72c. House committee reports on employed personnel; period covered; publication

Every committee serving the House of Representatives shall report to the Clerk of the House within fifteen days after December 31 and June 30 of each year the name, profession, and total salary of each person employed by such committee or any subcommittee thereof during the period covered by such report, and shall make an accounting of funds made available to and expended by such committee or subcommittee during such period, and such information when reported shall be published in the Congressional Record. The first such report shall cover the period beginning on January 3, 1947, and ending on June 30, 1947, and succeeding reports shall cover the six months' period ending on the preceding December 31 or June 30, as the case may be. The information required to be reported and published shall be in lieu of the information required to be reported and published under section 72b-1 of this title, in the case of committees of the House and their subcommittees.

(July 17, 1947, ch. 262, 61 Stat. 367.)

REFERENCES IN TEXT

Section 72b-1 of this title, referred to in text, was omitted from the Code.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§§ 73, 74. Omitted

CODIFICATION

Section 73, act Mar. 4, 1925, ch. 549, § 1, 43 Stat. 1292, related to clerk hire for Ways and Means Committee. See section 72a(c) of this title and Rules of House of Representatives.

Section 74, acts Mar. 3, 1893, No. 21, 27 Stat. 757; July 16, 1914, ch. 141, §§ 1, 6, 38 Stat. 454, 509; Mar. 4, 1915, ch. 141, §§ 1, 6, 38 Stat. 997, 1049; June 7, 1924, ch. 303, § 1, 43 Stat. 581, and Mar. 4, 1925, ch. 549, § 1, 43 Stat. 1286, related to clerk hire. See sections 72a and 332 of this title.

REPEALS

R.S. § 53 and act May 24, 1924, ch. 183, § 1, 43 Stat. 149, formerly cited as a credit to section 74, were repealed by act Mar. 3, 1933, ch. 202, § 1, 47 Stat. 1428, and act June 20, 1929, ch. 33, § 6, 46 Stat. 39, respectively.

§ 74-1. Personal services in office of Speaker; payments from House contingent fund

There shall be paid from the contingent fund of the House until otherwise provided by law, for personal services in the office of the Speaker of the House, an additional basic sum of \$10,000 per annum.

(Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693.)

CODIFICATION

Section is based on House Resolution No. 487, Eighty-seventh Congress, Jan. 10, 1962, which was enacted into permanent law by Pub. L. 87-730.

§ 74-2. Omitted

Section, Pub. L. 88-248, §103, Dec. 30, 1963, 77 Stat. 817; Pub. L. 89-90, §103, July 27, 1965, 79 Stat. 81; Pub. L. 90-417, §103, July 23, 1968, 82 Stat. 413, was based on House Resolutions No. 603, Apr. 16, 1962, and No. 685, Apr. 14, 1964, related to messengers in Office of Speaker, and was omitted for lack of general applicability.

§ 74a. Employment of administrative assistants for Speaker and House Majority and Minority Leaders; compensation; appropriations

The Speaker, the majority leader, and the minority leader of the House of Representatives are each authorized to employ an administrative assistant, who shall receive basic compensation at a rate not to exceed \$8,000 a year. There is authorized to be appropriated such sums as may be necessary for the payment of such compensation.

(Aug. 2, 1946, ch. 753, title II, §201(c), 60 Stat. 834.)

EFFECTIVE DATE

Section effective Aug. 2, 1946, see section 245 of act Aug. 2, 1946, set out as a note under section 72a of this title.

BASIC COMPENSATION OF ADMINISTRATIVE ASSISTANTS

Pub. L. 85-462, §4(n), June 20, 1958, 72 Stat. 209, provided that: "The basic compensation of the Administrative Assistants to the Speaker, Majority Leader, Minority Leader, Majority Whip, and Minority Whip, shall be at the rate of \$8,880 per annum."

House Resolution No. 127, Eighty-ninth Congress, Jan. 19, 1965, which was enacted into permanent law by Pub. L. 89-90, §103, July 27, 1965, 79 Stat. 281, provided: "That effective January 3, 1965, there shall be payable from the contingent fund of the House, until otherwise provided by law, for any Member of the House who has served as majority leader and as minority leader of the House, an additional \$8,880 basic per annum for an administrative assistant."

House Resolution No. 258, Eighty-ninth Congress, Mar. 9, 1965, which was enacted into permanent law by Pub. L. 89-90, §103, July 27, 1965, 79 Stat. 281, provided: "That, effective March 1, 1965, there shall be payable from the contingent fund of the House of Representatives, until otherwise provided by law, an amount which will permit the payment of basic compensation per annum, at a rate not in excess of the highest amount which, together with additional compensation authorized by law, will not exceed the maximum rate authorized by the Classification Act of 1949, as amended, to the administrative assistant of each of the following:

- "(1) the Speaker of the House;
- "(2) the majority leader of the House;
- "(3) the minority leader of the House;
- "(4) the majority whip of the House;
- "(5) the minority whip of the House;
- "(6) each Member of the House who has served as Speaker of the House; and

"(7) each Member of the House who has served as majority leader, and as minority leader, of the House."

Section 207(c) of House Resolution 988, Ninety-third Congress, Oct. 8, 1974, provided for the compensation of the administrative assistants referred to in House Resolution 1015, Ninetieth Congress, Jan. 15, 1968, at a rate not in excess of the minimum rate of pay in effect for one pay level above that of employees (referred to in

clause 6(a)(1) of Rule XI) to whom clause 6(c) of Rule XI of the Rules of the House of Representatives applies.

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 74a-1. Omitted

CODIFICATION

Section, Pub. L. 87-367, title III, §302(c), Oct. 4, 1961, 75 Stat. 793, provided that rate of gross annual compensation of Chief of Staff of Joint Committee on Internal Revenue Taxation was to be an amount equal to \$17,500 as increased in the manner provided by sections 60e-8(d) and 60e-9(d) of this title. See section 74a-2 of this title.

A prior section 74a-1, act Aug. 5, 1955, ch. 568, §9, 69 Stat. 509, prescribed compensation of Chief of Staff of Joint Committee on Internal Revenue Taxation.

§ 74a-2. Per annum rate of compensation of Chief of Staff of Joint Committee on Taxation

The per annum rate of compensation of the Chief of Staff of the Joint Committee on Taxation shall be the same as the per annum rate of compensation of the Legislative Counsel of the House of Representatives.

(Pub. L. 90-206, title II, §214(e), Dec. 16, 1967, 81 Stat. 636; Pub. L. 103-437, §2(a), Nov. 2, 1994, 108 Stat. 4581.)

AMENDMENTS

1994—Pub. L. 103-437 substituted "Joint Committee on Taxation" for "Joint Committee on Internal Revenue Taxation".

EFFECTIVE DATE

Section effective as of beginning of first pay period which begins on or after Oct. 1, 1967, see section 220(a)(2) of Pub. L. 90-206, set out as an Effective Date of 1967 Amendment note under section 5332 of Title 5, Government Organization and Employees.

CROSS REFERENCES

Appointment of Chief of Staff, see section 8004 of Title 26, Internal Revenue Code.

Compensation of Legislative Counsel of House of Representatives, see section 282b of this title.

§ 74a-3. Additional employees in offices of House Minority Leader, Majority Whip, and Chief Deputy Majority Whip; authorization; compensation

(a) Subject to the provisions of subsection (b) of this section, effective March 1, 1977, there shall be two additional employees in the office of the minority leader, and one additional employee each in the offices of the majority whip and the chief deputy majority whip.

(b) The annual rate of compensation for any individual employed under subsection (a) of this section shall not exceed the annual rate of basic pay of level V of the Executive Schedule of section 5316 of title 5, and until otherwise provided by law such compensation as may be necessary shall be paid from the contingent fund of the House.

(Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668; Pub. L. 104-53, title I, §103, Nov. 19, 1995, 109 Stat. 520.)

CODIFICATION

Section is based on section 1 of House Resolution No. 393, Ninety-fifth Congress, Mar. 31, 1977, which was enacted into permanent law by Pub. L. 95-94.

Amendment by Pub. L. 104-53 is based on section 3(b) of House Resolution No. 113, One Hundred Fourth Congress, Mar. 10, 1995, which was enacted into permanent law by Pub. L. 104-53.

AMENDMENTS

1995—Subsec. (a). Pub. L. 104-53 substituted “chief deputy majority whip” for “chief majority whip”.

EFFECTIVE DATE OF 1995 AMENDMENT

Section 3(a) of House Resolution No. 113, One Hundred Fourth Congress, Mar. 10, 1995, as enacted into permanent law by Pub. L. 104-53, provided that: “Upon the enactment of this section into permanent law, the amendment made by subsection (b) [amending this section] shall take effect.”

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 74a-4. Additional amounts for personnel and equipment for House Majority and Minority Leaders and Majority and Minority Whips

Effective March 1, 1977, and until otherwise provided by law, there shall be paid out of the contingent fund of the House such additional amounts as may be necessary for office personnel, and rental or lease of necessary equipment, of each of the following officials of the House the following per annum amounts:

- (1) The majority leader, \$30,000.
- (2) The minority leader, \$30,000.
- (3) The majority whip, \$15,000.
- (4) The minority whip, \$15,000.

(Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668.)

CODIFICATION

Section is based on section 2 of House Resolution No. 393, Ninety-fifth Congress, Mar. 31, 1977, which was enacted into permanent law by Pub. L. 95-94.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 74a-5 of this title.

§ 74a-5. Limits on uses of funds provided under section 74a-4

The funds provided under the provisions of section 74a-4¹ of this title shall be limited to use for the compensation of additional personnel and other necessary official expenses.

(Pub. L. 98-51, title I, §112, July 14, 1983, 97 Stat. 270.)

CODIFICATION

Reference to section 74a-4 of this title was substituted in text for reference to section 74(a)-4 of title 2, United States Code, as the probable intent of Congress, because there is no section 74(a)-4 in this title.

¹ See Codification note below.

Section is from the Congressional Operations Appropriation Act, 1984, which is title I of the Legislative Branch Appropriation Act, 1984.

Section, as it applies to funds provided under section 333 of this title, is classified to section 333a of this title.

§ 74a-6. Transfer of authority over Majority and Minority Printers

(a) Transfer of Majority and Minority Printers to Director of Non-legislative and Financial Services

As soon as practicable, but not later than October 1, 1994, authority over the Majority and Minority Printers of the House of Representatives shall be transferred to the Director of Non-legislative and Financial Services of the House.

(b) Fees for offices and utilities

(1) In general

Upon the transfer required by subsection (a) of this section, the Director shall charge the Majority and Minority Printers a reasonable monthly fee for the rental of offices and utilities.

(2) Availability of receipts

The amounts received under this subsection shall be deposited in the Treasury of the United States for credit to the appropriation for “Salaries and Expenses of the House of Representatives”, and shall be available for expenditure in any fiscal year to the extent provided in appropriations Acts.

(c) Applicability

This section shall take effect on July 22, 1994, and shall apply to any fiscal year.

(Pub. L. 103-283, title I, §101, July 22, 1994, 108 Stat. 1430.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1995, which is title I of the Legislative Branch Appropriations Act, 1995.

ABOLITION OF OFFICE OF DIRECTOR OF NON-LEGISLATIVE AND FINANCIAL SERVICES

Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 74a-7. Speaker's Office for Legislative Floor Activities

There is established in the House of Representatives an office to be known as the Speaker's Office for Legislative Floor Activities. The Speaker shall appoint and set the annual rate of pay for employees of the Office. The Office shall have the responsibility of assisting the Speaker in the management of legislative floor activity.

(Pub. L. 104-53, title I, §103, Nov. 19, 1995, 109 Stat. 520.)

CODIFICATION

Section is based on section 223(b) of House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995, which was enacted into permanent law by Pub. L. 104-53.

§ 74b. Employment of additional administrative assistants

The Secretary of the Senate and the Clerk of the House are authorized to employ such admin-

istrative assistants as may be necessary in order to carry out the provisions of this Act under their respective jurisdictions.

(Aug. 2, 1946, ch. 753, title II, §244, 60 Stat. 839.)

REFERENCES IN TEXT

This Act, referred to in text, means act Aug. 2, 1946, ch. 753, 60 Stat. 812, as amended, known as the Legislative Reorganization Act of 1946. For complete classification of this Act to the Code, see Short Title note set out under section 72a of this title and Tables.

EFFECTIVE DATE

Section effective Aug. 2, 1946, see section 245 of act Aug. 2, 1946, set out as a note under section 72a of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 60j of this title.

§ 74c. Compensation of certain House minority employees

Effective January 3, 1977, and until otherwise provided by law, the rate of pay for each of the six positions of minority employee authorized by the Legislative Pay Act of 1929 and referred to in House Resolution 441 of the Ninety-first Congress shall be a per annum gross rate equal to the annual rate of basic pay of level IV of the Executive Schedule of section 5315 of title 5, unless a lower rate is established by the Minority Leader.

(Pub. L. 95–94, title I, §115, Aug. 5, 1977, 91 Stat. 668.)

REFERENCES IN TEXT

The Legislative Pay Act of 1929, referred to in text, is act June 20, 1929, ch. 33, 46 Stat. 32. For complete classification of this Act to the Code, see Tables.

House Resolution 441, referred to in text, is set out as a Prior Provisions note below.

CODIFICATION

Section is based on section 1 of House Resolution 119, Ninety-fifth Congress, Jan. 19, 1977, which was enacted into permanent law by Pub. L. 95–94.

PRIOR PROVISIONS

Provisions similar to those in this section were contained in House Resolution 441, Ninety-first Congress, June 17, 1969, as enacted into permanent law by Pub. L. 91–145, §103, Dec. 12, 1969, 83 Stat. 359, which provided: “That, until otherwise provided by law—

“(1) The six positions of minority employee listed in House Resolution 8, Ninety-first Congress, as supplemented by House Resolution 238, Ninety-first Congress, and House Resolution 265, Ninety-first Congress, are hereby given position titles in the descending order in which those six positions are listed in House Resolution 8, as follows:

“(A) the position title of the position listed first is ‘Floor Assistant to the Minority’;

“(B) the position title of the position listed second is ‘Floor Assistant to the Minority’;

“(C) the position title of the position listed third is ‘Floor Assistant to the Minority’;

“(D) the position title of the position listed fourth is ‘Floor Assistant to the Minority’;

“(E) the position title of the position listed fifth is ‘Pair Clerk to the Minority’; and

“(F) the position title of the position listed sixth is ‘Staff Director to the Minority’.

“(2) Appointments to each position for which a position title is provided by subparagraph (1) of this section shall be made by action of the House of Representatives.

“(3) The rate of pay of each position for which a position title is provided by subparagraph (1) of this section shall be a per annum gross rate equal to the annual rate of basic pay of Level V of the Executive Schedule in section 5316 of title 5, United States Code, unless a different rate is provided for such position by action of the House of Representatives.

“SEC. 2. (a) The first section of this resolution shall not affect or change the appointments or continuity of employment of those employees who hold such positions on the date of adoption of this resolution [June 17, 1969].

“(b) In accordance with the authority of the House of Representatives under subparagraph (3) of the first section of this resolution, the respective per annum gross rates of pay of those positions for which position titles are provided by clauses (C), (D), (E), and (F) of subparagraph (1) of the first section of this resolution are as follows:

“(1) for the position subject to clause (C)—\$29,160;

“(2) for the position subject to clause (D)—\$25,200;

“(3) for the position subject to clause (E)—\$28,440;

and

“(4) for the position subject to subparagraph (F)—\$28,080.

“SEC. 3. This resolution shall become effective as of the beginning of the calendar month in which this resolution is adopted [June 1969].”

DESIGNATION AND COMPENSATION OF THREE FURTHER MINORITY EMPLOYEES

House Resolution No. 7, One Hundred Fourth Congress, Jan. 4, 1995, which was enacted into permanent law by Pub. L. 104–53, title I, §103, Nov. 19, 1995, 109 Stat. 520, provided that: “In addition, the minority leader may appoint and set the annual rate of pay for up to three further minority employees.”

§ 75. Repealed. Pub. L. 92–310, title II, § 220(b), (c), June 6, 1972, 86 Stat. 204

Section, R.S. §§58, 59; act Mar. 2, 1895, ch. 177, §5, 28 Stat. 807, required Clerk of House of Representatives to give a bond in the sum of \$20,000.

§ 75–1. Compensation of Clerk of House

Until otherwise provided by law, the Clerk of the House of Representatives may be compensated at a rate not in excess of the rate of basic pay for one pay level above the maximum pay level for employees of the House of Representatives provided under clause 6(c) of Rule XI of the Rules of the House of Representatives.

(Pub. L. 95–94, title I, §115, Aug. 5, 1977, 91 Stat. 668.)

REFERENCES IN TEXT

Clause 6(c) of Rule XI of the Rules of the House of Representatives, referred to in text, was amended generally for the One Hundred First Congress and, as so amended, does not refer to specific pay levels.

CODIFICATION

Section is based on par. (3) of House Resolution No. 8, Ninety-fifth Congress, Jan. 4, 1977, which was enacted into permanent law by Pub. L. 95–94.

PRIOR PROVISIONS

A prior section 75–1, based on House Resolution No. 890, Ninety-second Congress, Oct. 4, 1972, as enacted into permanent law by Pub. L. 92–607, ch. V, §508, Oct. 31, 1972, 86 Stat. 1509, set forth the compensation of the Clerk at equal to the annual rate of basic pay fixed for level IV of the Executive Schedule under section 5315 of Title 5, Government Organization and Employees.

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967

(Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 75a. Death, resignation, etc., of Clerk of House; accounts and payments; liability of Clerk for acts and defaults of disbursing clerk

On and after June 8, 1942, in case of the death, resignation, separation from office, or disability of the Clerk of the House of Representatives, the accounts of such Clerk may be continued and payments made in his name by the disbursing clerk of the House of Representatives for a period extending not beyond the quarterly period during which a new Clerk of the House of Representatives shall have been elected and qualified. Such accounts and payments shall be allowed, audited, and settled in the General Accounting Office, and the checks signed in the name of the former Clerk of the House of Representatives shall be honored by the Treasurer of the United States, in the same manner as if such former Clerk had continued in office. The former Clerk or his estate shall not be subject to any legal liability or penalty for the official acts and defaults of such disbursing clerk acting in the name or in the place of such former Clerk under this section, but such disbursing clerk shall be responsible therefor.

(June 8, 1942, ch. 396, § 7, 56 Stat. 350; June 6, 1972, Pub. L. 92-310, title II, § 220(i), 86 Stat. 205.)

AMENDMENTS

1972—Pub. L. 92-310 struck out provisions which related to the sureties on the bond of the former clerk, and which required the disbursing clerk to give a bond.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Secretary of Senate, death, resignation, or disability, see section 64a of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 75a-1 of this title.

§ 75a-1. Temporary appointments in case of vacancies or incapacity of House officers; compensation

(a) Temporary appointments in case of vacancy or incapacity in office of Clerk, Sergeant at Arms, Doorkeeper, Postmaster, or Chaplain of House

In case of a vacancy, from whatever cause, in the office of Clerk, Sergeant at Arms, Doorkeeper, Postmaster, or Chaplain, of the House of Representatives, or in case of the incapacity or inability of the incumbent of any such office to perform the duties thereof, the Speaker of the House of Representatives may appoint a person to act as, and to exercise temporarily the duties

of, Clerk, Sergeant at Arms, Doorkeeper, Postmaster, or Chaplain, as the case may be, until a person is chosen by the House of Representatives and duly qualifies as Clerk, Sergeant at Arms, Doorkeeper, Postmaster, or Chaplain, as the case may be, or until the termination of the incapacity or inability of the incumbent.

(b) Duties of temporary appointees

Any person appointed pursuant to this section shall exercise all the duties, shall have all the powers, and shall be subject to all the requirements and limitations applicable with respect to one chosen by the House of Representatives to fill the office involved; but nothing in this section shall be held to amend, repeal, or otherwise affect section 75a of this title.

(c) Compensation of temporary appointee

Any person appointed pursuant to this section shall be paid the compensation which he would receive if he were chosen by the House of Representatives to fill the office involved, unless such person is concurrently serving in any office or position the compensation for which is paid from the funds of the United States, in which case he shall receive no compensation for services rendered pursuant to his appointment under this section, and his compensation for performing the duties of such office other than the one to which he is appointed pursuant to this section shall be in full discharge for all services he performs for the United States while serving in such dual capacity.

(Aug. 2, 1946, ch. 753, § 208, as added Aug. 5, 1953, ch. 330, 67 Stat. 387.)

ABOLITION OF OFFICE OF DOORKEEPER

Office of Doorkeeper of House of Representatives abolished by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

ABOLITION OF OFFICE OF POSTMASTER

Office of Postmaster of House of Representatives abolished by section 2 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992.

§§ 75b to 75e. Omitted

CODIFICATION

Section 75b, act May 1, 1947, ch. 49, title I, 61 Stat. 58, accorded Clerk of House the same priority as executive agencies under the Surplus Property Act of 1944 (50 App. U.S.C. 1611-1648). The Surplus Property Act of 1944 was repealed by act June 30, 1949, ch. 288, title V, § 503, 63 Stat. 399, and the priorities thereunder expired Dec. 31, 1949.

Sections 75c to 75e were omitted from the Code for lack of general applicability.

Section 75c, based on H. Res. No. 449, Sept. 21, 1961, enacted into permanent law by Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693, related to basic compensation of Assistant Tally Clerks in Office of Clerk of House.

Section 75d, based on H. Res. No. 331, June 7, 1961, enacted into permanent law by Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693, related to basic compensation of stationery and assistant stationery clerks.

Section 75e, based on H. Res. Nos. 225, 341, 402 and 773 of the 87th Congress, enacted into permanent law by Pub. L. 87-130, § 103, Aug. 10, 1961, 75 Stat. 334; Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693; Pub. L. 88-248, § 103, Dec. 30, 1963, 77 Stat. 817, related to compensation of certain laborers and clerks in offices of Clerk, Doorkeeper and Postmaster of House.

§ 76. Duties of Doorkeeper of House

The Doorkeeper of the House of Representatives shall perform the usual services pertaining to his office during the session of Congress, and shall in the recess, under the direction of the Clerk of the House of Representatives, take care of the apartments occupied by the House of Representatives.

(R.S. § 73.)

CODIFICATION

R.S. § 73 derived from act Apr. 12, 1792, ch. 20, 1 Stat. 252.

ABOLITION OF OFFICE OF DOORKEEPER

Office of Doorkeeper of House of Representatives abolished and functions transferred generally to Sergeant-at-Arms of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Senate doorkeeper, see section 63 of this title.

§ 76-1. Compensation of Doorkeeper

Until otherwise provided by law, the Doorkeeper of the House of Representatives may be compensated at a rate not in excess of the rate of basic pay for one pay level above the maximum pay level for employees of the House of Representatives provided under clause 6(c) of Rule XI of the Rules of the House of Representatives.

(Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668.)

REFERENCES IN TEXT

Clause 6(c) of Rule XI of the Rules of the House of Representatives, referred to in text, was amended generally for the One Hundred First Congress and, as so amended, does not refer to specific pay levels.

CODIFICATION

Section is based on par. (3) of House Resolution No. 8, Ninety-fifth Congress, Jan. 4, 1977, which was enacted into permanent law by Pub. L. 95-94.

PRIOR PROVISIONS

A prior section 76-1, based on House Resolution No. 890, Ninety-second Congress, Oct. 4, 1972, as enacted into permanent law by Pub. L. 92-607, ch. V, § 508, Oct. 31, 1972, 86 Stat. 1509, set forth the compensation of the Doorkeeper at equal to the annual rate of basic pay fixed for level IV of the Executive Schedule under section 5315 of Title 5, Government Organization and Employees.

Another prior section 76-1, based on House Resolution No. 909, Eighty-ninth Congress, Sept. 8, 1966, as enacted into permanent law by Pub. L. 89-697, ch. VI, § 601, Oct. 27, 1966, 80 Stat. 1064, set forth the compensation of the Doorkeeper at equal to the gross per annum rate of compensation of the Clerk of House and Sergeant at Arms of House.

ABOLITION OF OFFICE OF DOORKEEPER

Office of Doorkeeper of House of Representatives abolished and functions transferred generally to Sergeant-at-Arms of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967

(Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§§ 76a, 76b. Omitted

CODIFICATION

Sections were omitted from the Code for lack of general applicability.

Section 76a, based on H. Res. No. 560, Mar. 27, 1962, enacted into permanent law by Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693, related to position of a special assistant in Office of Doorkeeper.

Section 76b, based on H. Res. No. 603, § 1, 2, Apr. 16, 1962, enacted into permanent law by Pub. L. 88-248, § 103, Dec. 30, 1963, 77 Stat. 817, related to compensation of telephone clerks in Office of Doorkeeper.

§ 77. Sergeant at Arms of House; additional compensation

The Sergeant at Arms of the House of Representatives shall receive, directly or indirectly, no fees or other compensation or emolument whatever for performing the duties of the office, or in connection therewith, otherwise than the salary prescribed by law.

(June 20, 1874, ch. 328, 18 Stat. 87; Mar. 3, 1875, ch. 129, 18 Stat. 346.)

§ 77a. Compensation of Sergeant at Arms

Until otherwise provided by law, the Sergeant at Arms of the House of Representatives may be compensated at a rate not in excess of the rate of basic pay for one pay level above the maximum pay level for employees of the House of Representatives provided under clause 6(c) of Rule XI of the Rules of the House of Representatives.

(Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668.)

REFERENCES IN TEXT

Clause 6(c) of Rule XI of the Rules of the House of Representatives, referred to in text, was amended generally for the One Hundred First Congress and, as so amended, does not refer to specific pay levels.

CODIFICATION

Section is based on par. (3) of House Resolution No. 8, Ninety-fifth Congress, Jan. 4, 1977, which was enacted into permanent law by Pub. L. 95-94.

PRIOR PROVISIONS

A prior section 77a, based on House Resolution No. 890, Ninety-second Congress, Oct. 4, 1972, as enacted into permanent law by Pub. L. 92-607, ch. V, § 508, Oct. 31, 1972, 86 Stat. 1509, set forth the compensation of the Sergeant at Arms at equal to the annual rate of basic pay fixed for level IV of the Executive Schedule under section 5315 of Title 5, Government Organization and Employees.

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 78. Duties of Sergeant at Arms

It shall be the duty of the Sergeant at Arms of the House of Representatives to attend the

House during its sittings, to maintain order under the direction of the Speaker, and, pending the election of a Speaker or Speaker pro tempore, under the direction of the Clerk, execute the commands of the House and all processes issued by authority thereof, directed to him by the Speaker, keep the accounts for the pay and mileage of Members and Delegates, and pay them as provided by law.

(Oct. 1, 1890, ch. 1256, § 1, 26 Stat. 645.)

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

LAW ENFORCEMENT AUTHORITY OF SERGEANT AT ARMS

Pub. L. 104-53, title III, § 313, Nov. 19, 1995, 109 Stat. 538, provided that:

“(a) The Sergeant at Arms of the House of Representatives shall have the same law enforcement authority, including the authority to carry firearms, as a member of the Capitol Police. The law enforcement authority under the preceding sentence shall be subject to the requirement that the Sergeant at Arms have the qualifications specified in subsection (b).

“(b) The qualifications referred to in subsection (a) are the following:

“(1) A minimum of five years of experience as a law enforcement officer before beginning service as the Sergeant at Arms.

“(2) Current certification in the use of firearms by the appropriate Federal law enforcement entity or an equivalent non-Federal entity.

“(3) Any other firearms qualification required for members of the Capitol Police.

“(c) The Committee on House Oversight of the House of Representatives shall have authority to prescribe regulations to carry out this section.”

CROSS REFERENCES

Salary and traveling expenses of Resident Commissioner from Puerto Rico paid by Sergeant at Arms, see section 894 of Title 48, Territories and Insular Possessions.

Statement of disbursements, see section 84 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 84 of this title.

§ 79. Symbol of office of Sergeant at Arms

The symbol of his office shall be the mace, which shall be borne by him while enforcing order on the floor.

(Oct. 1, 1890, ch. 1256, § 2, 26 Stat. 645.)

§ 80. Disbursement of compensation of House Members by Sergeant at Arms

The moneys which have been, or may be, appropriated for the compensation and mileage of Members and Delegates shall be paid at the Treasury on requisitions drawn by the Sergeant at Arms of the House of Representatives, and shall be kept, disbursed, and accounted for by him according to law, and he shall be a disbursing officer, but he shall not be entitled to any compensation additional to the salary fixed by law.

(Oct. 1, 1890, ch. 1256, § 3, 26 Stat. 645.)

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 25b, 84 of this title.

§ 80a. Deductions by Sergeant at Arms in disbursement of gratuity appropriations

The Sergeant at Arms of the House is authorized, in the disbursement of gratuity appropriations, to make deductions of such amounts as may be due to or through his office or as may be due the House of Representatives.

(May 29, 1928, ch. 853, § 1, 45 Stat. 885.)

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 81. Repealed. Pub. L. 93-344, title V, § 505(2), July 12, 1974, 88 Stat. 322

Section, act July 2, 1954, ch. 455, title I, 68 Stat. 400, directed that the fiscal year for the adjustment of the accounts of Sergeant at Arms of House for compensation and mileage of Members, Delegates, and Resident Commissioner extend from July 1 to June 30.

EFFECTIVE DATE OF REPEAL

Repeal effective July 12, 1974, see section 905 of Pub. L. 93-344, set out as an Effective Date note under section 621 of this title.

§ 81a. Audits and reports of fiscal records of Sergeant at Arms

In order to provide additional protection for the appropriated and trust funds of the Office of the Sergeant at Arms of the House of Representatives, the Comptroller General of the United States shall, not less frequently than once each six months, detail employees of the General Accounting Office to make an on-the-spot audit of all receipts and disbursements pertaining to the fiscal records of such Office of the Sergeant at Arms. The Comptroller General shall report to the Speaker and Sergeant at Arms of the House of Representatives the results of each such audit.

(July 26, 1949, ch. 366, 63 Stat. 482.)

CODIFICATION

Section was formerly classified to section 62b of this title.

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms of House of Representatives transferred to Director of Non-legisla-

tive and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 81b. Payment from House contingent fund for restoration or adjustment of trust fund account of Sergeant at Arms

There is authorized to be paid out of the contingent fund of the House, upon vouchers authorized and approved by the Committee on House Administration and signed by the chairman thereof, such sums as may be necessary to restore or otherwise adjust the trust fund account in the office of the Sergeant at Arms by the amount of any incorrect payments made therefrom as the result of errors not the result of bad faith or lack of due care made in cashing checks or making change while carrying out the functions of such office.

(June 27, 1956, ch. 453, title I, §103, 70 Stat. 370.)

CODIFICATION

Section is based on House Resolution No. 465, Eighty-fourth Congress, Apr. 11, 1956, which was enacted into permanent law by act June 27, 1956.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 81c. Insurance of office funds of Sergeant at Arms; payment of premiums

The Sergeant at Arms of the House of Representatives is authorized and directed to protect the funds of his office by purchasing insurance, in the amount necessary to protect against loss with respect to such funds. Until otherwise provided by law, premiums on such insurance shall be paid out of the contingent fund of the House on vouchers signed by the Sergeant at Arms and approved by the Committee on House Administration.

(Pub. L. 85-75, title I, §103, July 1, 1957, 71 Stat. 256.)

CODIFICATION

Section is based on House Resolution No. 144, Eighty-fifth Congress, Feb. 7, 1957, which was enacted into permanent law by Pub. L. 85-75.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 82. Repealed. Pub. L. 92-310, title II, §220(d), (e), June 6, 1972, 86 Stat. 204

Section, acts Oct. 1, 1890, ch. 1256, §§4, 5, 26 Stat. 645, 646; Mar. 2, 1895, ch. 177, §5, 28 Stat. 807, required Sergeant at Arms of House of Representatives to give a bond in sum of \$50,000.

§ 83. Tenure of office of Sergeant at Arms

Any person duly elected and qualified as Sergeant at Arms of the House of Representatives shall continue in said office until his successor is chosen and qualified subject, however, to removal by the House of Representatives.

(Oct. 1, 1890, ch. 1256, §6, 26 Stat. 646.)

§ 84. Statement of disbursements by Sergeant at Arms

The Sergeant at Arms of the House of Representatives shall prepare and submit to the House of Representatives, at the commencement of each regular session of Congress, a statement in writing exhibiting the several sums drawn by him pursuant to sections 78 and 80 of this title, the application and disbursement of the same, and the balance, if any, remaining in his hands.

(Oct. 1, 1890, ch. 1256, §7, 26 Stat. 646.)

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 84-1. Omitted

CODIFICATION

Section, Pub. L. 98-51, title I, §110, July 14, 1983, 97 Stat. 269, fixed compensation of Postmaster of House of Representatives. Office of Postmaster abolished by section 2 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992.

A prior section 84-1, which was based on section 3 of House Resolution No. 393, Ninety-fifth Congress, Mar. 31, 1977, as enacted into permanent law by Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668, provided that per annum gross rate of compensation of Postmaster was to equal amount for level 13, step 5, of House Employees Schedule.

Another prior section 84-1, acts Aug. 5, 1955, ch. 568, §5, 69 Stat. 508; Dec. 16, 1967, Pub. L. 90-206, title II, §214(b), 81 Stat. 635, set forth compensation of Postmaster.

§ 84-2. Compensation of Chaplain of House

Effective May 1, 1977, and until otherwise provided by law, the per annum gross rate of compensation of the Chaplain of the House of Representatives shall be equal to the rate in effect from time to time for HS level 8, step 4, of the House Employees Schedule.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777.)

REFERENCES IN TEXT

The House Employees Schedule, referred to in text, is provided for by section 293 of this title.

CODIFICATION

Section is based on section 3 of House Resolution No. 661, Ninety-fifth Congress, July 29, 1977, which was enacted into permanent law by Pub. L. 95-391.

PRIOR PROVISIONS

A prior section 84-2, Pub. L. 88-426, title II, §203(f), Aug. 14, 1964, 78 Stat. 415; H. Res. 313, 89th Cong., Mar. 31, 1965, as enacted by Pub. L. 89-90, §103, July 27, 1965, 79 Stat. 281; Pub. L. 90-206, title II, §214(b), Dec. 16, 1967, 81 Stat. 635, provided that the compensation of Chaplain of House shall be at a gross per annum rate which is equal to the gross per annum rate of compensation of Chaplain of Senate, subject to further increases.

COMPENSATION OF INDIVIDUAL HOLDING POSITION OF CHAPLAIN OF HOUSE OF REPRESENTATIVES ON JULY 14, 1983

House Resolution No. 7, Ninety-sixth Congress, Jan. 15, 1979, which was enacted into permanent law by Pub. L. 98-51, title I, §111(1), July 14, 1983, 97 Stat. 269, to be effective during the period in which the position of Chaplain of the House of Representatives is held by the individual holding the position on July 14, 1983, provided that: "The compensation of the Chaplain of the House of Representatives shall be equivalent to the highest rate of basic pay as in effect from time to time of level IV of the Executive Schedule in Section 5315 of Title V [5], United States Code."

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§§ 84-3, 84-4. Omitted

CODIFICATION

Section 84-3, which related to compensation of Deputy Sergeant at Arms (charge of pairs), was based on House Resolution No. 138, Feb. 2, 1961, which was enacted into permanent law by Pub. L. 87-130, §103, Aug. 10, 1961, 75 Stat. 334. See section 291 et seq. of this title.

Section 84-4, which related to compensation of a clerk-messenger in office of Parliamentarian, was based on House Resolution No. 603, Apr. 16, 1962, which was enacted into permanent law by Pub. L. 88-248, §103, Dec. 30, 1963, 77 Stat. 817, and was omitted because a lump-sum appropriation is now made for the Office of Parliamentarian.

§ 84a. Reporters for House of Representatives

No person shall be employed as a reporter for the House of Representatives without the approval of the Speaker.

(R.S. §54.)

CODIFICATION

R.S. §54 derived from act Apr. 2, 1872, ch. 79, §3, 17 Stat. 47.

§ 84a-1. Official Reporter of Debates or Official Reporter to Committees; adjustment of compensation

Until otherwise provided by law, effective January 1, 1976, the gross salary of an Official Re-

porter of Debates or an Official Reporter to Committees, whose pay is disbursed by the Clerk of the House and is fixed at a specific rate by House resolution, is increased by an amount equal to 5 per centum of his per annum gross rate of pay. Effective as of the effective date of each comparability adjustment, which becomes effective on or after January 1, 1976, in the rates of pay of the Federal statutory pay systems under section 5303 of title 5, or under such section 5303 as modified or otherwise changed by any other provision of law, the per annum gross rate of pay of an Official Reporter of Debates or an Official Reporter to Committees is increased by an amount equal to that per centum of his per annum gross rate of pay which is equal to the average per centum increase made in the pay rates of such statutory pay systems to achieve such pay comparability adjustment in the pay rates of such pay systems. No rate of pay shall be increased by reason of the enactment of this section to an amount in excess of the annual rate of basic pay of level V of the Executive Schedule contained in section 5316 of title 5. The contingent fund of the House is made available to carry out the purposes of this section.

(Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668; Pub. L. 101-509, title V, §529 [title I, §101(b)(4)(G)], Nov. 5, 1990, 104 Stat. 1427, 1440.)

CODIFICATION

Section is based on House Resolution No. 1495, Ninety-fourth Congress, Sept. 30, 1976, which was enacted into permanent law by Pub. L. 95-94.

AMENDMENTS

1990—Pub. L. 101-509 substituted "5303" for "5305" wherever appearing.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-509 effective on such date as the President shall determine, but not earlier than 90 days, and not later than 180 days, after Nov. 5, 1990, see section 529 [title III, §305] of Pub. L. 101-509, set out as a note under section 5301 of Title 5, Government Organization and Employees.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 84b. Omitted

CODIFICATION

Section, acts July 17, 1947, ch. 262, 61 Stat. 365; Oct. 18, 1986, Pub. L. 99-500, §101(j), 100 Stat. 1783-287, and Oct. 30, 1986, Pub. L. 99-591, §101(j), 100 Stat. 3341-287; July 11, 1987, Pub. L. 100-71, title I, 101 Stat. 425, provided that on and after July 17, 1947, sums received from the sales of copies of transcripts of hearings of committees reported by such reporters be covered into the Treasury. See section 117e of this title.

Amendment of section by Pub. L. 99-500 and 99-591, as amended by Pub. L. 100-71, is based on section 104(b) of title I of H.R. 5203 (see House Report 99-805 as filed in the House on Aug. 15, 1986), and incorporated by reference in section 101(j) of Pub. L. 99-500 and 99-591, to

be effective as if enacted into law. Pub. L. 99-591 is a corrected version of Pub. L. 99-500.

Provisions similar to those in this section were contained in appropriation acts which were classified to section 117a of this title.

§ 85. Performance of duties by employees of House

Employees of the House of Representatives under the Clerk, Sergeant at Arms, Doorkeeper, and Postmaster shall only be assigned to and engaged upon the duties of the positions to which they are appointed and for which compensation is provided, except that in cases of emergency or congestion of public business incident to the close of a session of Congress or other like cause an employee or employees may be assigned or required to aid in the discharge of the duties of any other employee or employees, and in the discretion of the Doorkeeper not more than one folder may, if necessary, be assigned to do clerical work under the direction of the foreman of the folding room, but all assignments made hereunder shall be without additional compensation and shall not constitute the basis of a claim therefor.

(Mar. 3, 1901, ch. 830, § 1, 31 Stat. 968.)

CHANGE OF NAME

Folding room redesignated Publications Distribution Service under authority of section 291 et seq. of this title. See, also, section 740 of Title 44, Public Printing and Documents.

ABOLITION OF OFFICE OF DOORKEEPER

Office of Doorkeeper of House of Representatives abolished by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

ABOLITION OF OFFICE OF POSTMASTER

Office of Postmaster of House of Representatives abolished by section 2 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992.

CROSS REFERENCES

Authority of officers over employees, see section 60-1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 90, 91 of this title.

§ 86. Division of salaries of employees of House

It shall not be lawful to appoint or employ in any position under the House of Representatives more than one person at any one time, or to require or permit any such person to divide with another any portion of his salary or compensation while so employed.

(Mar. 3, 1901, ch. 830, § 1, 31 Stat. 968.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 90, 91 of this title.

§ 87. Requiring or permitting employees of House to sublet duties

It shall not be lawful to require or permit any person in the employ of the House of Representatives to sublet to another the discharge of any portion of the duties of the position to which he is appointed.

(Mar. 3, 1901, ch. 830, § 1, 31 Stat. 968.)

CROSS REFERENCES

Subletting duties of an employee of Senate or House forbidden, see section 101 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 90, 91 of this title.

§ 88. Omitted

CODIFICATION

Section, act Mar. 3, 1901, ch. 830, § 1, 31 Stat. 968, prescribed age limits of twelve and eighteen for service as pages in House of Representatives but made the restriction inapplicable to chief pages, riding pages, and telephone pages. See section 88b-1(b) of this title.

§ 88a. Education of Congressional and Supreme Court pages; appropriations; attendance at private or parochial schools

(a) The Secretary of the Senate and the Clerk of the House of Representatives, acting jointly, are authorized and directed to enter into an arrangement with the Board of Education of the District of Columbia for the education of Congressional pages and pages of the Supreme Court in the public school system of the District. Such arrangement shall include provision for reimbursement to the District of Columbia for any additional expenses incurred by the public school system of the District in carrying out such arrangement.

(b) There are authorized to be appropriated such sums as may be necessary to reimburse the District of Columbia in accordance with the arrangement referred to in subsection (a) of this section.

(c) Notwithstanding the provisions of subsections (a) and (b) of this section, said page or pages may elect to attend a private or parochial school of their own choice: *Provided, however*, That such private or parochial school shall be reimbursed by the Senate and House of Representatives only in the same amount as would be paid if the page or pages were attending a public school under the provisions of subsections (a) and (b) of this section.

(Aug. 2, 1946, ch. 753, title II, § 243, 60 Stat. 839.)

EFFECTIVE DATE

Section effective Jan. 3, 1947, see section 245 of act Aug. 2, 1946, set out as a note under section 72a of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Personnel for education of pages, employment and compensation by Board of Education of District of Columbia, see D.C. Code § 31-118.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 40 section 184a.

§ 88b. Education of other minors who are Congressional employees

The facilities provided for the education of Congressional and Supreme Court pages shall be available from and after January 2, 1947, also for the education of such other minors who are congressional employees as may be certified by the Secretary of the Senate and the Clerk of the House of Representatives to receive such education.

This section shall not apply to any minor who is an employee of the House of Representatives or to any educational facility under the House of Representatives Page Board.

(Mar. 22, 1947, ch. 20, title I, 61 Stat. 16; July 17, 1984, Pub. L. 98-367, title I, § 103, 98 Stat. 479.)

CODIFICATION

The first paragraph of this section is based on act Mar. 22, 1947.

The second paragraph is based on House Resolution No. 279, Ninety-eighth Congress, July 21, 1983, which was enacted into permanent law by Pub. L. 98-367.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 40 section 184a.

§ 88b-1. Congressional pages

(a) Appointment conditions

A person shall not be appointed as a page of the Senate or House of Representatives—

(1) unless he agrees that, in the absence of unforeseen circumstances preventing his service as a page after his appointment, he will continue to serve as a page for a period of not less than two months; and

(2) until complete information in writing is transmitted to his parent or parents, his legal guardian, or other appropriate person or persons acting as his parent or parents, with respect to the nature of the work of pages, their pay, their working conditions (including hours and scheduling of work), and the housing accommodations available to pages.

(b) Qualifications

A person shall not serve as a page—

(1) of the Senate before he has attained the age of fourteen years; or

(2) of the House of Representatives before he has attained the age of sixteen years; or

(except in the case of a chief page, telephone page, or riding page) during any session of the Congress which begins after he has attained the age of eighteen years.

(Pub. L. 91-510, title IV, § 491(a)-(d), Oct. 26, 1970, 84 Stat. 1198; Pub. L. 97-51, §§ 101(c), 123, Oct. 1, 1981, 95 Stat. 959, 965.)

CODIFICATION

Repeal of subsecs. (c) and (d) of this section is based on section 304(a) of H.R. 4120, as reported July 9, 1981,

which was enacted into permanent law by section 101(c) of Pub. L. 97-51 and amended by section 123 of Pub. L. 97-51.

AMENDMENTS

1981—Subsecs. (c), (d), Pub. L. 97-51 struck out subsecs. (c) and (d) which had provided, respectively, that pay of pages of the Senate began not more than five days before the convening or reconvening of a session of the Congress or of the Senate and continued until the end of the month during which the Congress or the Senate adjourned or recessed or until the fourteenth day after such adjournment or recess, whichever was the later date, except that, in any case in which the Congress or the Senate adjourned or recessed on or before the last day of July for a period of at least thirty days but not more than forty-five days, such pay would continue until the end of such period of adjournment or recess, and that the pay of pages of the House of Representatives began not more than five days before the convening of a session of the Congress and continued until the end of the month during which the Congress adjourned sine die or recessed or until the fourteenth day after such adjournment or recess, whichever was the later date, except that, in any case in which the House adjourned or recessed on or before the last day of July in any year for a period of at least thirty days but not more than forty-five days, such pay would continue until the end of such period of adjournment or recess.

EFFECTIVE DATE

Subsecs. (a), (c), and (d) of this section effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an Effective Date of 1970 Amendment note under section 72a of this title.

Section 491(f) of Pub. L. 91-510 provided that: “Subsection (b) of this section shall become effective on January 3, 1971, but the provisions of such subsection limiting service as a page to persons who have attained the age of sixteen years shall not be construed to prohibit the continued service of any page appointed prior to the date of enactment of this Act [Oct. 26, 1970].”

PAY OF PAGES BETWEEN RECESS OR ADJOURNMENT

Prior to the repeal of subsecs. (c) and (d) of section 88b-1 of this title by Pub. L. 97-51, provisions for continuing the pay of pages of the Senate and House of Representatives during specific periods of recess or adjournment of Congress by making such subsecs. (b) and (c) inapplicable to the pay of pages during such periods, were contained in the following appropriation acts:

Pub. L. 97-12, title I, June 5, 1981, 95 Stat. 65.

Pub. L. 96-536, § 101(c), Dec. 16, 1980, 94 Stat. 3167.

Pub. L. 96-38, title III, § 303, July 25, 1979, 93 Stat. 142. Subsequently repealed by Pub. L. 97-51, §§ 101(c), 123, Oct. 1, 1981, 95 Stat. 965.

Pub. L. 95-391, title III, § 305, Sept. 30, 1978, 92 Stat. 789.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 40 section 184a.

§ 88b-2. House of Representatives Page Board; establishment and purpose

Until otherwise provided by law, there is hereby established a board to be known as the House of Representatives Page Board to ensure that the page program is conducted in a manner that is consistent with the efficient functioning of the House and the welfare of the pages.

(Pub. L. 97-377, title I, § 127, Dec. 21, 1982, 96 Stat. 1914.)

CODIFICATION

Section is based on section 1 of House Resolution No. 611, Ninety-seventh Congress, Nov. 30, 1982, which was enacted into permanent law by Pub. L. 97-377.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 88b–3, 88b–4 of this title.

§ 88b–3. Membership of Page Board**(a) Appointed and designated members**

The Page Board shall consist of—

- (1) two Members of the House appointed by the Speaker and one Member of the House appointed by the minority leader;
- (2) the Clerk, Doorkeeper, and Sergeant at Arms of the House; and
- (3) the Architect of the Capitol.

(b) “Member of the House” defined

As used in sections 88b–2 to 88b–4 of this title, the term “Member of the House” means a Representative in, and a Delegate or Resident Commissioner to, the Congress.

(Pub. L. 97–377, title I, § 127, Dec. 21, 1982, 96 Stat. 1914.)

CODIFICATION

Section is based on section 2 of House Resolution No. 611, Ninety-seventh Congress, Nov. 30, 1982, which was enacted into permanent law by Pub. L. 97–377.

ABOLITION OF OFFICE OF DOORKEEPER

Office of Doorkeeper of House of Representatives abolished by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 88b–4 of this title.

§ 88b–4. Regulations of Page Board

The Page Board shall have authority to prescribe such regulations as may be necessary to carry out sections 88b–2 to 88b–4 of this title.

(Pub. L. 97–377, title I, § 127, Dec. 21, 1982, 96 Stat. 1914.)

CODIFICATION

Section is based on section 3 of House Resolution No. 611, Ninety-seventh Congress, Nov. 30, 1982, which was enacted into permanent law by Pub. L. 97–377.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 88b–3 of this title.

§ 88b–5. Page residence hall and page meal plan**(a) Revolving fund; establishment within House contingent fund**

Effective at the beginning of the Ninety-eighth Congress and until otherwise provided by law, there is established a revolving fund within the contingent fund of the House of Representatives for the page residence hall and the page meal plan.

(b) Deposits in revolving fund; disbursements by Clerk of House

There shall be deposited in the revolving fund such amounts as may be received by the Clerk with respect to lodging, meals, and related services furnished for congressional pages. Amounts so deposited shall be available for disbursement by the Clerk for expenses relating to the page residence hall and the page meal plan.

(c) “Clerk” defined

As used in this section, the term “Clerk” means the Clerk of the House of Representatives.

(d) Regulations

The House of Representatives Page Board shall prescribe such regulations as may be necessary to carry out this section.

(Pub. L. 98–51, title I, § 110, July 14, 1983, 97 Stat. 269.)

REFERENCES IN TEXT

The Ninety-eighth Congress, referred to in subsec. (a), convened on Jan. 3, 1983.

CODIFICATION

Sections 1 to 4 of House Resolution No. 64 have been redesignated subsecs. (a) to (d) of this section, respectively, for purposes of codification.

Section is based on House Resolution No. 64, Ninety-eighth Congress, Feb. 8, 1983, which was enacted into permanent law by Pub. L. 98–51.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 88b–6. Charges for lodging, meals, and related services furnished Senate pages in page residence hall; withholding from salary

The Secretary of the Senate is authorized to withhold from the salary of each Senate page who resides in the page residence hall an amount equal to the charge imposed for lodging, meals, and related services, furnished to such page in such hall. The amounts so withheld shall be deposited in the revolving fund, within the contingent fund of the Senate, for the Daniel Webster Senate Page Residence, as established by section 88b–7 of this title.

(Pub. L. 98–63, title I, § 902, July 30, 1983, 97 Stat. 336; Pub. L. 104–53, title I, § 4, Nov. 19, 1995, 109 Stat. 517.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1983.

AMENDMENTS

1995—Pub. L. 104–53 substituted “The amounts so withheld shall be deposited in the revolving fund, within the contingent fund of the Senate, for the Daniel Webster Senate Page Residence, as established by section 88b–7 of this title” for “The amounts so withheld shall be transferred by the Secretary of the Senate to the Clerk of the House of Representatives for deposit by such Clerk in the revolving fund, within the contingent fund of the House of Representatives, for the page residence hall and page meal plan, as established by section 88b–5 of this title”.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Direc-

tor of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 88b-7. Daniel Webster Senate Page Residence Revolving Fund

(a) Establishment

There is established in the Treasury of the United States a revolving fund within the contingent fund of the Senate to be known as the Daniel Webster Senate Page Residence Revolving Fund (hereafter referred to in this section as the “fund”). The fund shall consist of all rental payments and other moneys collected or received by the Sergeant at Arms with regard to the Daniel Webster Senate Page Residence. All moneys in the fund shall be available without fiscal year limitation for disbursement by the Secretary of the Senate in connection with operation and maintenance of the Daniel Webster Senate Page Residence not normally performed by the Architect of the Capitol. In addition, such moneys may be used by the Sergeant at Arms to purchase food and food related items and fund activities for the pages.

(b) Deposit of moneys

All moneys received from rental payments and other moneys (including donated moneys) collected or received by the Sergeant at Arms with regard to the Daniel Webster Senate Page Residence shall be deposited in the fund and shall be available for purposes of this section.

(c) Vouchers

Disbursements from the fund shall be made upon vouchers approved by the Sergeant at Arms, or the designee of the Sergeant at Arms.

(d) Regulations

The Sergeant at Arms is authorized to prescribe such regulations as may be necessary to carry out the provisions of this section and to provide for the operations of the Daniel Webster Senate Page Residence.

(Pub. L. 103-283, title I, § 4, July 22, 1994, 108 Stat. 1427; Pub. L. 104-53, title I, § 6, Nov. 19 1995, 109 Stat. 518.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1995, which is title I of the Legislative Branch Appropriations Act, 1995.

AMENDMENTS

1995—Subsec. (b). Pub. L. 104-53 inserted “(including donated moneys)” after “other moneys”.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 88b-6 of this title.

§ 88c. Repealed. Pub. L. 91-510, title IV, § 491(e), Oct. 26, 1970, 84 Stat. 1198

Section, acts June 14, 1948, ch. 467, 62 Stat. 426; Oct. 11, 1951, ch. 485, 65 Stat. 390; Oct. 13, 1964, Pub. L. 88-652, § 16(b), 78 Stat. 1084, provided for compensation of pages of Senate and House.

EFFECTIVE DATE OF REPEAL

Repeal effective immediately prior to noon on Jan. 3, 1971, see section 601(1) of Pub. L. 91-510, set out as an

Effective Date of 1970 Amendment note under section 72a of this title.

§ 88c-1. Educational services and related items for pages; payment authority pursuant to contract, etc., by Page Board

Notwithstanding any provision of law, and until otherwise provided by law, there shall be paid out of the contingent fund of the House of Representatives such amounts as may be necessary to enable the House of Representatives Page Board to furnish, by contract or otherwise, educational services and related items for pages in accordance with sections 88c-1 to 88c-4 of this title.

(Pub. L. 98-367, title I, § 103, July 17, 1984, 98 Stat. 479.)

CODIFICATION

Section is based on section 1 of House Resolution No. 234, Ninety-eighth Congress, June 29, 1983, which was enacted into permanent law by Pub. L. 98-367.

EFFECTIVE DATE

Section 5 of House Resolution No. 234, Ninety-eighth Congress, June 29, 1983, as enacted into permanent law by Pub. L. 98-367, provided that: “This resolution [enacting sections 88c-1 to 88c-4 of this title] shall take effect on the date on which this resolution is agreed to [June 29, 1983], except that section 3(a)(1)(A) and section 3(b)(2) [section 88c-3(a)(1)(A), (b)(2) of this title] shall apply to terms beginning after November 30, 1983.”

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 88c-4 of this title.

§ 88c-2. Academic year and summer term for page program

The page program shall consist of the two terms of the academic year plus a summer term.

(Pub. L. 98-367, title I, § 103, July 17, 1984, 98 Stat. 479.)

CODIFICATION

Section is based on section 2 of House Resolution No. 234, Ninety-eighth Congress, June 29, 1983, which was enacted into permanent law by Pub. L. 98-367.

EFFECTIVE DATE

Section effective June 29, 1983, see note set out under section 88c-1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 88c-1, 88c-4 of this title.

§ 88c-3. Service of page during academic year and summer term; filling of vacancies; eligibility

(a)(1) Except as provided in subsection (b) of this section, a page serving during an academic year—

(A) shall be in the eleventh grade; and

(B) shall serve for one full term or two full terms.

(2) Except as provided in subsection (b) of this section, a page serving during the summer term—

(A) shall have completed the tenth grade; and

(B) shall not have begun the twelfth grade.

(b)(1) An unforeseen vacancy occurring in a page position during an academic year may be filled, but no appointment to fill that vacancy shall be for a period of less than two months.

(2) An individual who has served as a congressional page at any time during each of any three terms shall not be eligible to serve as a page.

(Pub. L. 98-367, title I, § 103, July 17, 1984, 98 Stat. 479.)

CODIFICATION

Section is based on section 3 of House Resolution No. 234, Ninety-eighth Congress, June 29, 1983, which was enacted into permanent law by Pub. L. 98-367.

EFFECTIVE DATE

Section effective June 29, 1983, except that subsecs. (a)(1)(A) and (b)(2) applicable to terms beginning after Nov. 30, 1983, see note set out under section 88c-1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 88c-1, 88c-4 of this title.

§ 88c-4. Definitions

As used in sections 88c-1 to 88c-4 of this title, the term—

(1) “academic year” means a regular school year, consisting of two terms;

(2) “page” means a page of the House of Representatives, but such term does not include a full time, permanent employee of the House of Representatives with supervisory responsibility for pages; and

(3) “congressional page” means a page of the House of Representatives or the Senate.

(Pub. L. 98-367, title I, § 103, July 17, 1984, 98 Stat. 479.)

CODIFICATION

Section is based on section 4 of House Resolution No. 234, Ninety-eighth Congress, June 29, 1983, which was enacted into permanent law by Pub. L. 98-367.

EFFECTIVE DATE

Section effective June 29, 1983, see note set out under section 88c-1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 88c-1 of this title.

§ 89. Certificates to pay rolls of employees of House

The Clerk, Sergeant at Arms, Doorkeeper, and Postmaster of the House of Representatives shall make certificate each month to their respective pay rolls, stating whether the persons named in such pay rolls and employed in their respective departments have been actually present at their respective places of duty and have actually performed the services for which compensation is provided in said pay rolls, and in each case where a person carried on such pay roll has been absent and has not performed the services in whole or in part for which payment is proposed, the reason for such absence and for such nonperformance of services shall be stated.

(Mar. 3, 1901, ch. 830, § 1, 31 Stat. 968.)

ABOLITION OF OFFICE OF DOORKEEPER

Office of Doorkeeper of House of Representatives abolished by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

ABOLITION OF OFFICE OF POSTMASTER

Office of Postmaster of House of Representatives abolished by section 2 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 90, 91 of this title.

§ 89a. Certification of indebtedness of employees of House; withholding of amount

Whenever an employee of the House of Representatives becomes indebted to the House of Representatives, or to the trust fund account in the office of the Sergeant at Arms of the House of Representatives, and such employee fails to pay such indebtedness, the chairman of the committee, or the elected officer, of the House of Representatives having jurisdiction of the activity under which such indebtedness arose, is authorized to certify to the Clerk of the House of Representatives the amount of such indebtedness. The Clerk of the House of Representatives is authorized to withhold the amount so certified from any amount which is disbursed by him and which is due to, or on behalf of, such employee. Whenever an amount is withheld under this section, the appropriate account shall be credited in an amount equal to the amount so withheld. As used in this section, the term “employee of the House of Representatives” means any person in the legislative branch of the Government whose salary, wages, or other compensation is disbursed by the Clerk of the House of Representatives.

(Pub. L. 85-492, July 2, 1958, 72 Stat. 293.)

TRANSFER OF FUNCTIONS

Certain functions of Sergeant at Arms and Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Waiver by Speaker of claims for erroneous payment of pay or allowances, see section 130d of this title.

§ 90. Removal from office of employees of House

The violation of any of the provisions of sections 85 to 87 and 89 of this title shall, upon ascertainment thereof, be deemed to be cause for removal from office.

(Mar. 3, 1901, ch. 830, § 1, 31 Stat. 968.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 91 of this title.

§ 91. Inquiry by Committee on House Administration

It shall be the duty of the Committee on House Administration of the House of Representatives from time to time to inquire into

the enforcement or violation of any of the provisions of sections 85 to 87, 89, and 90 of this title; and for this purpose they are authorized to send for persons and papers, and to administer oaths; and they shall report to the House at least once every session their compliance with the duty herein imposed.

(Mar. 3, 1901, ch. 830, § 1, 31 Stat. 968; Aug. 2, 1946, ch. 753, § 121, 60 Stat. 822.)

AMENDMENTS

1946—Act Aug. 2, 1946, substituted “Committee on House Administration” for “Committee on Accounts”.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

§ 92. Payment of appropriations for clerk hire for Members of House, Delegates, and Resident Commissioners

Appropriations made by Congress for clerk hire for Members, Delegates, and Resident Commissioners shall be paid by the Clerk of the House of Representatives to those persons, not to exceed eight in number, to be designated by each Member, Delegate, or Resident Commissioner or, in the case of each Member, Delegate, and Resident Commissioner the population of whose constituency is five hundred thousand or more, as currently estimated by the Bureau of the Census, not to exceed the foregoing number increased by one, to be designated by each such Member, Delegate, and Resident Commissioner, as the case may be, the names of such persons to be placed upon the roll of employees of the House of Representatives, together with the amount to be paid each; and Representatives, Delegates, and Resident Commissioners elected to Congress shall likewise be entitled to make such designations: *Provided*, That such persons shall be subject to removal at any time by such Member, Delegate, or Resident Commissioner with or without cause.

(Jan. 25, 1923, ch. 43, 42 Stat. 1217; July 25, 1939, ch. 352, § 1, 53 Stat. 1080; Aug. 5, 1955, ch. 568, § 11(b), 69 Stat. 509; Aug. 3, 1956, ch. 938, § 1(b), 70 Stat. 990.)

AMENDMENTS

1956—Act Aug. 3, 1956, inserted provision that where constituency is five hundred thousand or more, the number of clerks permitted may be increased by one.

1955—Act Aug. 5, 1955, substituted “to those persons, not to exceed eight in number” for “to one, two, or three persons”.

1939—Act July 25, 1939, substituted “to one, two, or three persons” for “to one or two persons”.

EFFECTIVE DATE OF 1955 AMENDMENT

Amendment by act Aug. 5, 1955, effective Aug. 1, 1955, see section 14 of that act.

EFFECTIVE DATE OF 1939 AMENDMENT

Amendment by act July 25, 1939, effective Jan. 1, 1940, see section 4 of that act.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

EMPLOYMENT OF PERMANENT CLERKS

House Resolution 359, Ninety-sixth Congress, July 20, 1979, as enacted into permanent law by H.R. 7593, as passed the House of Representatives on July 21, 1980, and enacted into permanent law by Pub. L. 96-536, § 101(c), Dec. 16, 1980, 94 Stat. 3167, provided: “That, notwithstanding any provision of law, rule, or other authority, each Member shall be entitled to employ not more than eighteen permanent clerks, except that not more than four employees designated by the Member to the Clerk of the House as falling into one of the following categories need not be counted as permanent clerks:

- “(1) Part-time employees.
- “(2) Employees drawing compensation from more than one employing authority of the House.
- “(3) Interns.
- “(4) Employees on leave without pay.
- “(5) Temporary employees.

All clerks authorized by this section shall be paid from the clerk hire allowance of the Member involved. Employees so designated by the Member as temporary employees or interns shall not be eligible to participate in the health and life insurance program, or to participate in the Civil Service Retirement Act.

“SEC. 2. The total of the salary payments by a Member from the clerk hire allowance for a monthly pay period shall not exceed one-tenth of the single per annum gross rate of the clerk hire allowance of such Member: *Provided, however*, That not more than one-fourth of a Member’s total annual clerk hire allowance may be used in each quarterly period.

“SEC. 3. For purposes of this resolution—

“(1) part-time employees may not be compensated at a rate in excess of \$750 per month, or may not have a normally assigned work period that exceeds an average of fifteen full working days per month;

“(2) interns shall be employed primarily for their educational experience in Washington, District of Columbia, for a period not to exceed one hundred and twenty days in any one year and may not be compensated at a single per annum gross rate of more than \$7,800; and

“(3) temporary employees must be employed for a specific purpose or task and may not be employed by a Member for more than three months in any one year, except by written permission of the Committee on House Administration.

“SEC. 4. As used in this resolution, the term ‘Member’ means a Representative in, or Delegate or Resident Commissioner to the Congress.

“SEC. 5. The Committee on House Administration shall adopt such rules and regulations as are necessary to carry out this resolution. Except as otherwise provided by law, any funds necessary to carry out this resolution shall be paid from the contingent fund of the House.

“SEC. 6. This resolution shall take effect on the first day of the first month beginning after the month in which this resolution is agreed to [July 1979].”

House Resolution 357, Ninety-first Congress, June 25, 1969, as enacted into permanent law by Pub. L. 91-145, § 103, Dec. 12, 1969, 83 Stat. 359, provided in part: “That, effective on the first day of the first month which begins after the date of adoption of this resolution [June 25, 1969], there shall be paid out of the contingent fund of the House, until otherwise provided by law, such sums as may be necessary to increase the basic clerk hire allowance of each Member and the Resident Com-

missioner from Puerto Rico by an additional \$2,500 per annum, and each such Member and Resident Commissioner shall be entitled to one clerk in addition to those to which he is otherwise entitled.”

CROSS REFERENCES

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

Authority of Committee on House Oversight of House of Representatives to combine House Clerk Hire Allowance into Members’ Representational Allowance, see section 57b of this title.

Delegates from Guam and Virgin Islands, clerk hire, see section 1715 of Title 48, Territories and Insular Possessions.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 25b of this title.

§ 92–1. Clerk hire allowance payments; place of performance of services

No person shall be paid from any clerk hire allowance if such person does not perform the services for which he receives such compensation in the offices of such Member or Resident Commissioner in Washington, District of Columbia, or in the State or the district which such Member or Resident Commissioner represents.

(Pub. L. 89–90, § 103, July 27, 1965, 79 Stat. 281.)

CODIFICATION

Section is based on section 2 of House Resolution 294, Eighty-eighth Congress, Aug. 14, 1964, as continued by House Resolution 7, Eighty-ninth Congress, Jan. 4, 1965, which was enacted into permanent law by Pub. L. 89–90.

CROSS REFERENCES

Authority of Committee on House Oversight of House of Representatives to combine House Clerk Hire Allowance into Members’ Representational Allowance, see section 57b of this title.

§ 92a. Pay of clerical assistants as affected by death of Senator or Representative

When a Senator or Member of the House of Representatives or Delegate or Resident Commissioner dies during his term of office the clerical assistants appointed by him, and then borne upon the pay rolls of the Senate or House of Representatives, shall be continued on such pay rolls in their respective positions and be paid for a period not longer than one month: *Provided*, That this shall not apply to clerical assistants of standing committees of the Senate or House of Representatives, when their service otherwise would continue beyond such period.

(Feb. 23, 1927, ch. 168, § 1, 44 Stat. 1148.)

EMPLOYEES OF SENATE

Pub. L. 98–473, title I, § 123A(a), Oct. 12, 1984, 98 Stat. 1969, provided that this section shall not apply to any employee of Senate.

CROSS REFERENCES

Pay of clerical assistants to be continued until successor of deceased or resigned Member of House is elected, see section 92b of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 92b of this title.

§ 92b. Pay of clerical assistants as affected by death or resignation of Member of House

Notwithstanding the provisions of section 92a of this title, in case of the death or resignation

of a Member of the House during his term of office, the clerical assistants designated by him and borne upon the clerk hire pay rolls of the House of Representatives on the date of such death or resignation shall be continued upon such pay rolls at their respective salaries until the successor to such Member of the House is elected to fill the vacancy.

(Aug. 21, 1935, ch. 600, § 1, 49 Stat. 679; Apr. 24, 1950, ch. 96, 64 Stat. 82; July 15, 1952, ch. 759, § 1, 66 Stat. 662; Sept. 6, 1966, Pub. L. 89–554, § 8(a), 80 Stat. 657.)

AMENDMENTS

1966—Pub. L. 89–554 struck out sentence which related to retirement service credit.

1952—Joint Res. July 15, 1952, provided retirement credit to employees for time they were separated from employment following death or resignation of a Member and before election of his successor.

1950—Joint Res. Apr. 24, 1950, struck out second sentence which limited continuance of clerical assistants of deceased or resigned House Members on pay roll to six months.

EFFECTIVE DATE

Section 4 of act Aug. 21, 1935, provided that: “This joint resolution [enacting sections 92b to 92d of this title] shall be effective as of the beginning of the Seventy-fourth Congress, January 3, 1935.”

CROSS REFERENCES

Pay of clerical assistants as affected by death of Senator or Representative, see section 92a of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 25b, 92b–1, 92c, 92d of this title.

§ 92b–1. Termination of service of Members of House

(a) Until otherwise provided by law, for purposes of sections 92b, 92c, and 92d of this title, any termination of service during a term of office of a Member of the House that is not described in section 92b of this title shall be treated as if such termination were described in such section.

(b) The Clerk of the House shall take such action as may be necessary to apply the principles of section 92c of this title in the carrying out of sections 92b–1 to 92b–3 of this title.

(Pub. L. 97–51, § 101(c), Oct. 1, 1981, 95 Stat. 959.)

CODIFICATION

Section is based on section 1 of House Resolution 804, Ninety-sixth Congress, Oct. 2, 1980, as enacted into permanent law by H.R. 4120, as reported July 9, 1981, which was enacted into permanent law by section 101(c) of Pub. L. 97–51.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 92b–2, 92b–3 of this title.

§ 92b–2. Authority to prescribe regulations

The Committee on House Administration shall have authority to prescribe regulations for the carrying out of sections 92b–1 to 92b–3 of this title.

(Pub. L. 97–51, § 101(c), Oct. 1, 1981, 95 Stat. 959.)

CODIFICATION

Section is based on section 2 of House Resolution 804, Ninety-sixth Congress, Oct. 2, 1980, as enacted into per-

manent law by H.R. 4120, as reported July 9, 1981, which was enacted into permanent law by section 101(c) of Pub. L. 97-51.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 92b-1, 92b-3 of this title.

§ 92b-3. Vouchers

Payments under sections 92b-1 to 92b-3 of this title shall be made on vouchers approved by the Committee on House Administration and signed by the chairman of such committee.

(Pub. L. 97-51, §101(c), Oct. 1, 1981, 95 Stat. 959.)

CODIFICATION

Section is based on section 3 of House Resolution 804, Ninety-sixth Congress, Oct. 2, 1980, as enacted into permanent law by H.R. 4120, as reported July 9, 1981, which was enacted into permanent law by section 101(c) of Pub. L. 97-51.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 92b-1, 92b-2 of this title.

§ 92c. Performance of duties by clerical assistants of dead or resigned Member of House

Any clerical assistants who continue on the House pay rolls under the provisions of section 92b of this title shall, while so continued, perform their duties under the direction of the Clerk of the House, and he is authorized and directed to remove from such pay rolls any such clerks who are not attending to the duties for which their services are continued.

(Aug. 21, 1935, ch. 600, §2, 49 Stat. 680.)

EFFECTIVE DATE

Section effective Jan. 3, 1935, see section 4 of act Aug. 21, 1935, set out as a note under section 92b of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 92b-1 of this title.

§ 92d. "Member of the House" defined

As used in section 92b of this title the phrase "Member of the House" shall mean a Representative, Representative-elect, Delegate, Delegate-elect, Resident Commissioner, or Resident Commissioner-elect.

(Aug. 21, 1935, ch. 600, §3, 49 Stat. 680.)

EFFECTIVE DATE

Section effective Jan. 3, 1935, see section 4 of act Aug. 21, 1935, set out as a note under section 92b of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 92b-1 of this title.

§ 92e. Repealed. Pub. L. 98-473, title I, § 123A(b), Oct. 12, 1984, 98 Stat. 1969

Section, acts June 28, 1943, ch. 173, title I, 57 Stat. 223; June 26, 1944, ch. 277, title I, 58 Stat. 337; June 13, 1945, ch. 189, 59 Stat. 241; July 1, 1946, ch. 530, 60 Stat. 390, provided for continuation of salaries of clerical assistants to Senators upon death of that Senator in office.

§§ 93, 94. Omitted

CODIFICATION

Section 93, act June 28, 1886, No. 15, 24 Stat. 342, related to time of beginning of compensation of committee clerks. See section 72a of this title and Rules of House of Representatives.

Section 94, acts Mar. 4, 1925, ch. 549, §1, 43 Stat. 1291; May 13, 1926, ch. 294, §1, 44 Stat. 542; Feb. 23, 1927, ch. 168, §1, 44 Stat. 1152; May 14, 1928, ch. 551, §1, 45 Stat. 522; Feb. 28, 1929, ch. 367, §1, 45 Stat. 1392; June 6, 1930, ch. 407, §1, 46 Stat. 509; Feb. 20, 1931, ch. 234, §1, 46 Stat. 1180; June 30, 1932, ch. 314, §1, 47 Stat. 388; Feb. 28, 1933, ch. 134, §1, 47 Stat. 1356, related to appointment and removal of janitors, and was limited to the appropriation acts of which it was a part.

§ 95. Payments from House contingent fund

No payment shall be made from the contingent fund of the House of Representatives unless sanctioned by the Committee on House Administration of the House of Representatives. Payments made upon vouchers approved by said Committee shall be deemed, held, and taken, and are declared to be conclusive upon all the departments and officers of the Government: *Provided*, That no payment shall be made from said contingent fund as additional salary or compensation to any officer or employee of the House of Representatives.

(Oct. 2, 1888, ch. 1069, 25 Stat. 546; Mar. 4, 1911, ch. 240, 36 Stat. 1318; Aug. 2, 1946, ch. 753, §121, 60 Stat. 822; Dec. 27, 1974, Pub. L. 93-554, title I, 88 Stat. 1776.)

CODIFICATION

Provisions of act Oct. 2, 1888, relating to payments from contingent fund of the Senate are classified to section 68 of this title.

AMENDMENTS

1974—Pub. L. 93-554 reenacted section substantially without change.

1946—Act Aug. 2, 1946, substituted "Committee on House Administration" for "Committee on Accounts".

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1974 AMENDMENT

Section 101 of Pub. L. 93-554 provided that the amendment made by that section is effective Jan. 1, 1975.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

§ 95a. Appropriations for contingent expenses of House; restrictions

Appropriations made for contingent expenses of the House of Representatives shall not be

used for the payment of personal services except upon the express and specific authorization of the House in whose behalf such services are rendered. Nor shall such appropriations be used for any expenses not intimately and directly connected with the routine legislative business of the House of Representatives, and the General Accounting Office shall apply the provisions of this section in the settlement of the accounts of expenditures from said appropriations incurred for services or materials.

(Feb. 14, 1902, ch. 17, § 1, 32 Stat. 26; June 10, 1921, ch. 18, title III, § 304, 42 Stat. 24.)

CODIFICATION

Section was a proviso annexed to an appropriation for miscellaneous items, in the Urgent Deficiency Appropriation Act for the fiscal year 1902.

Section was formerly classified to section 671 of Title 31 prior to the general revision and enactment of Title 31, Money and Finance, by Pub. L. 97-258, § 1, Sept. 13, 1982, 96 Stat. 877.

Provisions relating to appropriations for contingent expenses of the Senate are set out in section 68-2 of this title.

TRANSFER OF FUNCTIONS

“General Accounting Office” substituted in text for “accounting officers of the Treasury” pursuant to act June 10, 1921, which transferred all powers and duties of the Comptroller, six auditors, and certain other employees of the Treasury to the General Accounting Office. See section 701 et seq. of Title 31, Money and Finance.

§ 95b. Transfers of amounts appropriated for House

(a) Transfers among categories of allowances and expenses

Amounts appropriated for any fiscal year for the House of Representatives under the heading “ALLOWANCES AND EXPENSES” may be transferred among the various categories of allowances and expenses under such heading, upon approval of the Committee on Appropriations of the House of Representatives.

(b) Transfers among offices and activities

Amounts appropriated for any fiscal year for the House of Representatives under the heading “SALARIES, OFFICERS AND EMPLOYEES” may be transferred among the various offices and activities under such heading, upon approval of the Committee on Appropriations of the House of Representatives.

(c) Transfers among various appropriations headings

(1) Amounts appropriated for any fiscal year for the House of Representatives under the headings specified in paragraph (2) may be transferred among such headings, upon approval of the Committee on Appropriations of the House of Representatives.

(2) The headings referred to in paragraph (1) are “HOUSE LEADERSHIP OFFICES”, “MEMBERS’ CLERK HIRE”, “COMMITTEE EMPLOYEES”, “STANDING COMMITTEES, SPECIAL AND SELECT”, “HOUSE INFORMATION SYSTEMS”, “ALLOWANCES AND EXPENSES”, “OFFICIAL MAIL COSTS”, and “SALARIES, OFFICERS AND EMPLOYEES”.

(Pub. L. 102-392, title I, § 101, Oct. 6, 1992, 106 Stat. 1709.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1993, which is title I of the Legislative Branch Appropriations Act, 1993.

§ 96. Payment of certain bills from moneys of House

It shall be unlawful for the Clerk of the House to pay out of any moneys of the House of Representatives any bills for laundry, supplies, or utensils, except necessary furniture, used in the barber shops of the House Office Building or the House side of the Capitol.

(July 16, 1914, ch. 141, § 1, 38 Stat. 462; Mar. 3, 1926, ch. 44, § 1, 44 Stat. 163.)

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 96a. Transfer of responsibility for legislative service organization financial activity to Clerk of House

The Committee on House Administration of the House of Representatives is authorized and directed to take such action, whether by regulation or otherwise, to transfer to the Clerk of the House of Representatives responsibility for all financial activities of legislative service organizations, including the establishment and maintenance of revolving accounts to receive their dues and assessments and to make disbursements of their ordinary and necessary business expenses in support of Members’ official and representational duties. The transfer referred to in the preceding sentence shall take effect not later than January 1, 1994.

(Pub. L. 103-69, title III, § 311, Aug. 11, 1993, 107 Stat. 712.)

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1994.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

WITHDRAWAL OF UNEXPENDED BALANCES AND LIQUIDATION OF UNPAID OBLIGATIONS

Pub. L. 104-53, title I, § 106, Nov. 19, 1995, 109 Stat. 521, provided that:

“(a) Notwithstanding the paragraph under the heading ‘GENERAL PROVISION’ in chapter XI of the Third Supplemental Appropriation Act, 1957 (2 U.S.C. 102a) or any other provision of law, effective on the date of the enactment of this section [Nov. 19, 1995], unexpended balances in accounts described in subsection (b) are withdrawn, with unpaid obligations to be liquidated in the manner provided in the second sentence of that paragraph.

“(b) The accounts referred to in subsection (a) are the House of Representatives legislative service organization revolving accounts under section 311 of the Legislative Branch Appropriations Act, 1994 (2 U.S.C. 96a).”

§ 97. Temporary committee on accounts of House

The Speaker of the House of Representatives of each Congress shall, before the termination of the last session of each Congress, appoint, from the Representatives-elect, a temporary committee on accounts, of three members, which said committee on accounts shall have the same powers and perform the same duties in reference to payments made from the contingent fund of the House of Representatives of the next Congress as are authorized by law and the rules of the preceding House of Representatives. Said temporary committee on accounts shall begin to exercise its powers immediately upon the termination of the previous Congress, and shall continue to exercise and discharge said duties until after the meeting and organization of the House of Representatives of the succeeding Congress, and until the appointment of the regular committee on accounts.

All payments made out of the contingent fund of the House of Representatives upon vouchers approved by said temporary committee on accounts shall be deemed, held, and taken, and are declared to be conclusive upon all the departments and auditing officers of the Government.

(Mar. 2, 1895, ch. 177, § 1, 28 Stat. 768.)

REFERENCES IN TEXT

The regular committee on accounts, referred to in text, refers to the Committee on Accounts, which was merged into Committee on House Administration of House of Representatives, by act Aug. 2, 1946, ch. 753, § 121, 60 Stat. 822, effective Jan. 2, 1947. Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

§§ 98, 99. Omitted

CODIFICATION

Section 98, act Mar. 3, 1885, ch. 360, 23 Stat. 512, related to contracts for horses for service of House of Representatives.

Section 99, act Mar. 3, 1891, ch. 541, § 1, 26 Stat. 914, related to contracts for horses and mail wagons for House of Representatives.

§ 100. Contracts for packing boxes for House

Packing boxes for the use of the House of Representatives shall be procured after advertisement for proposals therefor, under specifications to be prepared by the Clerk of the House, and from the lowest and best bidder to furnish the same.

(Mar. 3, 1901, ch. 830, § 1, 31 Stat. 967.)

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 101. Subletting duties of employees of Senate or House

No employee of Congress, either in the Senate or House, shall sublet to, or hire, another to do

or perform any part of the duties or work attached to the position to which he was appointed.

(Mar. 2, 1895, ch. 177, § 1, 28 Stat. 771.)

CROSS REFERENCES

Requiring or permitting employees of House to sublet duties, see section 87 of this title.

§ 102. Omitted

CODIFICATION

Section, R.S. §§ 60, 61; Pub. L. 86-628, § 105(c), July 12, 1960, 74 Stat. 461, required submission by Secretary of Senate and Clerk of House to two Houses of statements as to persons employed and as to expenditures and balances on hand and providing for printing of such reports as Senate and House documents. See section 104a of this title.

§ 102a. Withdrawal of unexpended balances of appropriations

Notwithstanding the provisions of any other law, the unexpended balances of appropriations for the fiscal year 1955 and succeeding fiscal years which are subject to disbursement by the Secretary of the Senate or the Clerk of the House of Representatives shall be withdrawn as of June 30 of the second fiscal year following the year for which provided, except that the unexpended balances of such appropriations for the period commencing on July 1, 1976, and ending on September 30, 1976, and for each fiscal year beginning on or after October 1, 1976, shall be withdrawn as of September 30 of the second fiscal year following the period or year for which provided. Unpaid obligations chargeable to any of the balances so withdrawn or appropriations for prior years shall be liquidated from any appropriations for the same general purpose, which, at the time of payment, are available for disbursement.

(Pub. L. 85-58, ch. XI, June 21, 1957, 71 Stat. 190; Pub. L. 94-303, title I, § 118(a), June 1, 1976, 90 Stat. 615.)

AMENDMENTS

1976—Pub. L. 94-303 provided that unexpended balances for period commencing July 1, 1976, and ending Sept. 30, 1976, and for each fiscal year beginning on or after Oct. 1, 1976, be withdrawn as of Sept. 30 of second fiscal year following period or year for which provided.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 40 section 188b-6.

§§ 103, 104. Omitted

CODIFICATION

Section 103, R.S. § 62, authorized Secretary of Senate and Clerk of House to require disbursing officers subject to their authority to return analytical statements and receipts for expenditures and to communicate such

returns annually to Congress. See section 104a of this title.

Section 104, R.S. §63, required that all expenditures of Senate and House be made up to end of each fiscal year and reported to Congress at beginning of each regular session. See section 104a of this title.

§ 104a. Semiannual statements of expenditures by Secretary of Senate and Clerk of House

(1) Commencing with the semiannual period beginning on July 1, 1964, and ending on December 31, 1964, and for each semiannual period thereafter, the Secretary of the Senate and the Clerk of the House of Representatives shall compile, and, not later than sixty days following the close of the semiannual period, submit to the Senate and House of Representatives, respectively, and make available to the public, in lieu of the reports and information required by sections 102, 103, and 104 of this title, and S. Res. 139, Eighty-sixth Congress, a report containing a detailed statement, by items, of the manner in which appropriations and other funds available for disbursement by the Secretary of the Senate or the Clerk of the House of Representatives, as the case may be, have been expended during the semiannual period covered by the report, including (1) the name of every person to whom any part of such appropriation has been paid, (2) if for anything furnished, the quantity and price thereof, (3) if for services rendered, the nature of the services, the time employed, and the name, title, and specific amount paid to each person, and (4) a complete statement of all amounts appropriated, received, or expended, and any unexpended balances. Such reports shall include the information contained in statements of accountability and supporting vouchers submitted to the General Accounting Office pursuant to the provisions of section 3523(a) of title 31. Notwithstanding the foregoing provisions of this section, in any case in which the voucher or vouchers covering payment to any person for attendance as a witness before any committee of the Senate or House of Representatives, or any subcommittee thereof, during any semiannual period, indicate that all appearances of such person covered by such voucher or vouchers were as a witness in executive session of the committee or subcommittee, information regarding such payment, except for date of payment, voucher number, and amount paid, shall not be included in the report compiled pursuant to this subsection for such semiannual period. Any information excluded from a report for any semiannual period by reason of the foregoing sentence shall be included in the report compiled pursuant to this section for the succeeding semiannual period. Reports required to be submitted to the Senate and the House of Representatives under this section shall be printed as Senate and House documents, respectively.

(2) The report by the Secretary of the Senate under paragraph (1) for the semiannual period beginning on January 1, 1976, shall include the period beginning on July 1, 1976, and ending on September 30, 1976, and such semiannual period shall be treated as closing on September 30, 1976. Thereafter, the report by the Secretary of the Senate under paragraph (1) shall be for the semiannual periods beginning on October 1 and end-

ing on March 31 and beginning on April 1 and ending on September 30 of each year.

(3) The report requirement relating to quantity, as contained in subparagraph (2) of paragraph (1), does not apply with respect to the Senate.

(4) Each report by the Secretary of the Senate required by paragraph (1) shall contain a separate summary of Senate accounts statement for each office of the Senate authorized to obligate appropriated funds, including each Senator's office, each officer of the Senate, and each committee of the Senate. The summary of Senate accounts statement shall include—

(A) the total amount of appropriations made available or allocated to the office;

(B) any supplemental appropriation, transfer of funds, or rescission and the effect of such action on the appropriation or allocation to the office;

(C) total expenses incurred for salary and office expenses; and

(D) the unexpended balance.

(Pub. L. 88-454, §105(a), Aug. 20, 1964, 78 Stat. 550; Pub. L. 88-656, Oct. 13, 1964, 78 Stat. 1088; Pub. L. 94-303, title I, §118(b)(1), June 1, 1976, 90 Stat. 615; Pub. L. 102-392, title I, §6, Oct. 6, 1992, 106 Stat. 1707; Pub. L. 103-283, title I, §3(a), July 22, 1994, 108 Stat. 1426.)

REFERENCES IN TEXT

Sections 102, 103, and 104 of this title, referred to in text, were omitted from the Code.

CODIFICATION

In par. (1), “section 3523(a) of title 31” substituted for “section 117(a) of the Budget and Accounting Procedures Act of 1950 (31 U.S.C. 67(a))” on authority of Pub. L. 97-258, §4(b), Sept. 13, 1982, 96 Stat. 1067, the first section of which enacted Title 31, Money and Finance.

Section is based on the first paragraph of section 105 (a) of Pub. L. 88-454. Remainder of section 105(a) was classified to section 67 of former Title 31, which was repealed by Pub. L. 97-258, §5(b), Sept. 13, 1982, 96 Stat. 1068, and reenacted as section 3523 of Title 31, Money and Finance.

AMENDMENTS

1994—Pub. L. 103-283 added par. (4).

1992—Pub. L. 102-392 added par. (3).

1976—Pub. L. 94-303 designated existing provisions as par. (1) and added par. (2).

1964—Pub. L. 88-656 provided that information regarding persons paid by voucher for appearances as a witness before any committee of Congress in executive session shall not be included in semiannual report except for date of payment, voucher number, and amount paid, however, any information so excluded shall be included in next succeeding semiannual period.

EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by Pub. L. 103-283 effective with respect to reports and statements covering periods beginning on and after Oct. 1, 1994, and appropriations made and obligations incurred on and after such date, see section 3(c) of Pub. L. 103-283, set out as a note under section 59f of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced

by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 105. Preparation and contents of statement of appropriations

The statement of all appropriations made during each session of Congress shall be prepared under the direction of the Committees on Appropriations of the Senate and House of Representatives, and said statement shall contain a chronological history of the regular appropriation bills passed during the session for which it is prepared. The statement shall indicate the amount of contracts authorized by appropriation Acts in addition to appropriations made therein, and shall also contain specific reference to all indefinite appropriations made each session and shall contain such additional information concerning estimates and appropriations as the committees may deem necessary.

(Oct. 19, 1888, ch. 1210, §1, 25 Stat. 587; July 19, 1897, ch. 9, 30 Stat. 136; June 7, 1924, ch. 303, §1, 43 Stat. 586.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 44 section 725.

§ 106. Stationery for Senate and House; advertisements for

The Secretary of the Senate and Clerk of the House of Representatives shall annually advertise, once a week for at least four weeks, in one or more of the principal papers published in the District of Columbia, for sealed proposals for supplying the Senate and House of Representatives, respectively, during the next session of Congress with the necessary stationery. The advertisement must describe the kind of stationery required, and must require the proposals to be accompanied with sufficient security for their performance.

(R.S. §§65, 66; Feb. 18, 1875, ch. 80, §1, 18 Stat. 316.)

CODIFICATION

R.S. §§65, 66 derived from Res. Mar. 3, 1815, No. 11, 3 Stat. 249.

First sentence of section is based on R.S. §65; second sentence of section is based on R.S. §66.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Stationery allowances for Senators, Representatives, etc., see sections 46a and 46b of this title.

Stationery for Senate and House may be purchased from Public Printer at cost, see section 110 of this title.

Stationery required for official use of Senate and House to be furnished by Public Printer upon requisition, see section 734 of Title 44, Public Printing and Documents.

Supplies for Senate and House may be purchased in accordance with schedule of contract articles and price

of Administrator of General Services, see section 111 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 108, 112 of this title.

§ 107. Opening bids for Senate and House stationery; awarding contracts

All such proposals shall be kept sealed until the day specified in such advertisement for opening the same, when the same shall be opened in the presence of at least two persons, and the contract shall be given to the lowest bidder, provided he shall give satisfactory security to perform the same, under a forfeiture not exceeding double the contract price in case of failure; and in case the lowest bidder shall fail to enter into such contract and give such security, within a time to be fixed in such advertisement, then the contract shall be given to the next lowest bidder, who shall enter into such contract, and give such security. And in case of failure by the person entering into such contract to perform the same, he and his sureties shall be liable for the forfeiture specified in such contract, as liquidated damages, to be sued for in the name of the United States.

(R.S. §67; Feb. 18, 1875, ch. 80, §1, 18 Stat. 316.)

CODIFICATION

R.S. §67 derived from Res. Mar. 3, 1815, No. 11, 3 Stat. 249.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 108, 112 of this title.

§ 108. Contracts for separate parts of Senate and House stationery

Sections 106 and 107 of this title shall not prevent either the Secretary or the Clerk from contracting for separate parts of the supplies of stationery required to be furnished.

(R.S. §68.)

CODIFICATION

R.S. §68 derived from Res. Mar. 3, 1815, No. 11, 3 Stat. 249.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Stationery for Senate and House may be purchased from Public Printer at cost, see section 110 of this title.

Stationery required for official use of Senate and House to be furnished by Public Printer upon requisition, see section 734 of Title 44, Public Printing and Documents.

Supplies for Senate and House may be purchased in accordance with schedule of contract articles and price of Administrator of General Services, see section 111 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 112 of this title.

§ 109. American goods to be preferred in purchases for Senate and House

The Secretary of the Senate and the Clerk of the House of Representatives shall, in disbursing the public moneys for the use of the two Houses, respectively, purchase only articles the growth and manufacture of the United States, provided the articles required can be procured of such growth and manufacture upon as good terms as to quality and price as are demanded for like articles of foreign growth and manufacture.

(R.S. § 69.)

CODIFICATION

R.S. § 69 derived from act June 17, 1844, ch. 105, § 1, 5 Stat. 681.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

American materials required for public use, see section 10a of Title 41, Public Contracts.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 112 of this title.

§ 110. Purchase of paper, envelopes, etc., for stationery rooms of Senate and House

Paper, envelopes, and blank books required by the stationery rooms of the Senate and House of Representatives for sale to Senators and Members for official use may be purchased from the Public Printer at actual cost thereof and payment therefor shall be made before delivery.

(June 5, 1920, ch. 253, § 1, 41 Stat. 1036.)

CHANGE OF NAME

Stationery room of House of Representatives redesignated Office Supply Service.

§ 111. Purchase of supplies for Senate and House

Supplies for use of the Senate and the House of Representatives may be purchased in accordance with the schedule of contract articles and prices of the Administrator of General Services.

(June 5, 1920, ch. 253, § 1, 41 Stat. 1036; Ex. Ord. No. 6166, June 10, 1933, § 1; June 30, 1949, ch. 288, title I, § 102, 63 Stat. 380.)

TRANSFER OF FUNCTIONS

Bureau of Federal Supply and its functions and duties transferred to Administrator of General Services by act June 30, 1949.

Effective Jan. 1, 1947, Procurement Division of Treasury Department changed to Bureau of Federal Supply by former regulation § 5.7 of subpart A of Part 5 of Title 41, Public Contracts, 11 F.R. 13638, issued by the Secretary of the Treasury.

Ex. Ord. No. 6166, abolished General Supply Committee of Treasury Department and vested it in Procurement Division. Public Buildings Branch of Procurement Division was in turn changed to Public Buildings Administration to be within Federal Works Agency by Reorg. Plan No. I, §§ 301, 303, eff. July 1, 1939, 4 F.R. 2729, 53 Stat. 1426, 1427.

§ 111a. Receipts from sales of items by Sergeant at Arms and Doorkeeper of Senate, to Senators, etc., to be credited to appropriation from which purchased

In any case in which appropriated funds are used by a Senator or a committee or office of the Senate to purchase from the Sergeant at Arms and Doorkeeper of the Senate items which were purchased by him from the appropriation for "miscellaneous items" under "Contingent Expenses of the Senate" in any appropriation Act, the amounts received by the Sergeant at Arms and Doorkeeper shall be deposited in the Treasury of the United States for credit to such appropriation. This section does not apply to amounts received from the sale of used or surplus furniture and equipment.

(Pub. L. 96-214, Mar. 24, 1980, 94 Stat. 122.)

§ 111b. Contracts to furnish property, supplies, or services to Congress; terms varying from those offered other entities of Federal Government

Notwithstanding any provision to the contrary in any contract which is entered into by any person and either the Administrator of General Services or a contracting officer of any executive agency and under which such person agrees to sell or lease to the Federal Government (or any one or more entities thereof) any unit of property, supplies, or services at a specified price or under specified terms and conditions (or both), such person may sell or lease to the Congress the same type of such property, supplies, or services at a unit price or under terms and conditions (or both) which are different from those specified in such contract; and any such sale or lease of any unit or units of such property, supplies, or services to the Congress shall not be taken into account for the purpose of determining the price at which, or the terms and conditions under which, such person is obligated under such contract to sell or lease any unit of such property, supplies, or services to any entity of the Federal Government other than the Congress. For purposes of the preceding sentence, any sale or lease of property, supplies, or services to the Senate (or any office or instrumentality thereof) or to the House of Representatives (or any office or instrumentality thereof) shall be deemed to be a sale or lease of such property, supplies, or services to the Congress.

(Pub. L. 98-63, title I, § 903(a), July 30, 1983, 97 Stat. 336.)

CODIFICATION

Section is from the Supplemental Appropriations Act, 1983.

EFFECTIVE DATE

Section 903(b) of Pub. L. 98-63 provided that: "The provisions of this section [enacting this section] shall take effect with respect to sales or leases of property, supplies, or services to the Congress after the date of enactment of this section [July 30, 1983]."

SALE OR LEASE OF PROPERTY, SUPPLIES, OR SERVICES TO CONGRESSIONAL BUDGET OFFICE DEEMED SALE OR LEASE TO CONGRESS

Sale or lease of property, supplies, or services to the Congressional Budget Office deemed a sale or lease of

such property, supplies, or services to the Congress, see section 605 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 605 of this title.

§ 112. Purchases of stationery and materials for folding

Purchases of stationery and materials for folding shall be made in accordance with sections 106 to 109 of this title.

All contracts and bonds for purchases made under the authority of this section shall be filed with the Committee on Rules and Administration of the Senate or the Committee on House Administration of the House of Representatives respectively.

(Mar. 3, 1887, ch. 392, §1, 24 Stat. 596; Aug. 2, 1946 ch. 753, §§102, 121, 60 Stat. 814, 822.)

AMENDMENTS

1946—Act Aug. 2, 1946, substituted “Committee on Rules and Administration” of the Senate and the “Committee on House Administration” of the House of Representatives for the “Committee to Audit and Control the Contingent Expenses” and the “Committee on Accounts”, respectively.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

§§ 112a to 112d. Repealed. Pub. L. 91-139, §2(a), Dec. 5, 1969, 83 Stat. 291

For subject matter of former sections 112a to 112d of this title, see section 112e of this title.

Section 112a, acts Mar. 25, 1953, ch. 10, §1, 67 Stat. 7; Mar. 25, 1955, ch. 15, §§1, 2, 69 Stat. 13; Feb. 25, 1956, ch. 72, §1, 70 Stat. 30; July 26, 1961, Pub. L. 87-107, §1, 75 Stat. 221; Aug. 13, 1965, Pub. L. 89-122, 79 Stat. 517; Nov. 8, 1965, Pub. L. 89-342, 79 Stat. 1302, authorized electrical and mechanical office equipment for House Members, officers, and committees.

Section 112a-1, act Mar. 25, 1953, ch. 10, §2, as added Feb. 25, 1956, ch. 72, §2, 70 Stat. 31; amended July 26, 1961, Pub. L. 87-107, §2, 75 Stat. 221; Oct. 9, 1965, Pub. L. 89-248, 79 Stat. 968; Oct. 24, 1967, Pub. L. 90-116, 81 Stat. 337, related to supply of additional typewriters.

Section 112a-2, act Mar. 25, 1953, ch. 10, §3, as added Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, provided for payment for equipment supplied.

Section 112b, act Mar. 25, 1953, ch. 10, §4, formerly §2, 67 Stat. 8, renumbered §4, Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, provided for registration and ownership of equipment supplied.

Section 112c, act Mar. 25, 1953, ch. 10, §6, formerly §4, 67 Stat. 8, renumbered §6, Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, defined “Member”.

Section 112d, act Mar. 25, 1953, ch. 10, §7, formerly §5, 67 Stat. 8, renumbered §7, Feb. 25, 1956, ch. 72, §2, 70 Stat. 31, related to the issuance of rules and regulations.

EFFECTIVE DATE OF REPEAL

Repeal effective at beginning of first calendar month which commenced on or after Dec. 5, 1969, see section 3 of Pub. L. 91-139, set out as an Effective Date note under section 112e of this title.

SAVINGS PROVISION

Section 2(b) of Pub. L. 91-139 provided that: “The repeal by subsection (a) of this section of the joint resolution of March 25, 1953 [sections 112a to 112d of this title], does not deprive any Member, officer, or committee of the House of Representatives, or the Resident Commissioner from Puerto Rico, of entitlement to the continued possession and use of office equipment furnished, under any provision of that joint resolution, to that Member, officer, committee, or the Resident Commissioner from Puerto Rico, and in use on the effective date of this Act [see Effective Date note set out under section 112e of this title]. However, the total value (less allowance for depreciation) of that equipment furnished to a Member or the Resident Commissioner under the first section and section 2 of the joint resolution of March 25, 1953, while in use by that Member or the Resident Commissioner on and after the effective date of this Act shall be taken into account for the purpose of determining the total value of equipment in use at any one time in the office of the Member or the Resident Commissioner under the regulations prescribed by the Committee on House Administration under the first section of this Act [section 112e of this title].”

§ 112e. Electrical and mechanical office equipment for House Members, officers, and committees

(a) Authority of Clerk

At the request of any Member, officer, or committee of the House of Representatives, or the Resident Commissioner from Puerto Rico, and with the approval of the Committee on House Administration, but subject to the limitations prescribed by this Act, the Clerk of the House shall furnish electrical and mechanical office equipment for use in the office of that Member, Resident Commissioner, officer, or committee. Office equipment so furnished is limited to equipment of those types and categories which the Committee on House Administration shall prescribe.

(b) Registration and ownership

Office equipment furnished under this section shall be registered in the office of the Clerk of the House of Representatives and shall remain the property of the House of Representatives.

(c) Payment

The cost of office equipment furnished under this section shall be paid from the contingent fund of the House of Representatives.

(d) Rules and regulations

The Committee on House Administration shall prescribe such regulations as it considers necessary to carry out the purposes of this section. The regulations shall limit, on such basis as the committee considers appropriate, the total value of office equipment, with allowance for equipment depreciation, which may be in use at any one time in the office of a Member or the Resident Commissioner.

(Pub. L. 91-139, §1, Dec. 5, 1969, 83 Stat. 291.)

REFERENCES IN TEXT

This Act, referred to in subsec. (a), is Pub. L. 91-139, Dec. 5, 1969, 83 Stat. 291, which is classified generally to this section. For complete classification of this Act to the Code, see Tables.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on

House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE

Section 3 of Pub. L. 91-139 provided that: “This Act [enacting this section and provisions set out as notes under this section and sections 112a to 112d of this title, and repealing sections 112a to 112d of this title] shall become effective at the beginning of the first calendar month which commences on or after the date of enactment of this Act [Dec. 5, 1969].”

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 25b of this title.

§ 113. Detailed reports of receipts and expenditures by Secretary of Senate and Clerk of House

The Secretary of the Senate and the Clerk of the House of Representatives, respectively, shall report to Congress on the first day of each regular session, and at the expiration of their terms of service, a full and complete statement of all their receipts and expenditures as such officers, showing in detail the items of expense, classifying them under the proper appropriations, and also showing the aggregate thereof, and exhibiting in a clear and concise manner the exact condition of all public moneys by them received, paid out, and remaining in their possession as such officers.

(R.S. § 70.)

CODIFICATION

R.S. § 70 derived from act July 15, 1870, ch. 302, § 1, 16 Stat. 365.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 114. Fees for copies from Senate and House Journals

The Secretary of the Senate and the Clerk of the House of Representatives, respectively, are entitled, for transcribing and certifying extracts from the Journal of the Senate or the executive Journal of the Senate when the injunction of secrecy has been removed, or from the Journal of the House of Representatives, except when such transcripts are required by an officer of the United States in a matter relating to the duties

of his office, to receive from the persons for whom such transcripts are prepared the sum of 10 cents for each sheet containing one hundred words.

(R.S. § 71.)

CODIFICATION

R.S. § 71 derived from acts Sept. 15, 1789, ch. 14, § 6, 1 Stat. 69; Aug. 8, 1846, ch. 107, § 2, 9 Stat. 80; and Apr. 23, 1856, ch. 20, 11 Stat. 5.

§ 115. Index to House daily calendar

The index to the daily calendar of business of the House of Representatives shall be printed only on Monday of each week.

(Mar. 1, 1921, ch. 89, § 1, 41 Stat. 1181.)

§ 116. Repealed. May 29, 1928, ch. 901, § 1, 45 Stat. 995

Section, R.S. § 72, related to accounting by the Secretaries, Clerks, Sergeant at Arms, Postmasters, and Doorkeepers of Senate and House for property of the Government in their possession.

§ 117. Sale of waste paper and condemned furniture

It shall be the duty of the Clerk and Doorkeeper of the House of Representatives and the Secretary and Sergeant at Arms of the Senate to cause to be sold all waste paper and useless documents and condemned furniture that may accumulate, in their respective departments or offices, under the direction of the Committee on House Administration and the Committee on Rules and Administration of their respective houses and cover the proceeds thereof into the Treasury.

(Aug. 7, 1882, ch. 433, § 1, 22 Stat. 337; May 29, 1928, ch. 901, § 1(122), 45 Stat. 995; Aug. 2, 1946, ch. 753, title I, §§ 102, 121, 60 Stat. 814, 822.)

AMENDMENTS

1946—Act Aug. 2, 1946, substituted “Committee on House Administration and the Committee on Rules and Administration” for “Committee on Accounts”.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

TRANSFER OF FUNCTIONS

Certain functions of Clerk and Doorkeeper of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

ABOLITION OF OFFICE OF DOORKEEPER

Office of Doorkeeper of House of Representatives abolished and functions transferred generally to Sergeant-at-Arms of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

REPORT ON SALES DISCONTINUED

Par. 122 of act May 29, 1928, provided for the discontinuance of reports on waste paper, etc., as follows: “122. Reports by the Clerk and Doorkeeper of the House and the Secretary and Sergeant at Arms of the Senate of the sales of waste paper and useless documents and condemned furniture, and so forth.”

§ 117a. Omitted

CODIFICATION

Section, acts July 1, 1941, ch. 268, 55 Stat. 454; June 8, 1942, ch. 396, 56 Stat. 338; June 28, 1943, ch. 173, title I, 57 Stat. 228; June 26, 1944, ch. 277, title I, 58 Stat. 343; June 13, 1945, ch. 189, 59 Stat. 248; July 1, 1946, ch. 530, 60 Stat. 397, related to depositing in Treasury sums received from sale of transcripts of House committee hearings, and applied only to fiscal years covered by such acts. Permanent provisions were enacted by act July 17, 1947, ch. 262, 61 Stat. 365, and classified to section 84b of this title.

§ 117b. Disposal of used or surplus furniture and equipment by Sergeant at Arms and Doorkeeper of Senate; procedure; deposit of receipts

Effective October 1, 1981, the Sergeant at Arms and Doorkeeper of the Senate is authorized to dispose of used or surplus furniture and equipment by trade-in or by sale directly or through the General Services Administration. Receipts from the sale of such furniture and equipment shall be deposited in the United States Treasury for credit to the appropriation for “Miscellaneous Items” under the heading “Contingent Expenses of the Senate”.

(Pub. L. 95–94, title I, §103, Aug. 5, 1977, 91 Stat. 660; Pub. L. 97–51, §118, Oct. 1, 1981, 95 Stat. 964.)

CODIFICATION

Section was formerly classified to section 59c of this title.

Section is from the Congressional Operations Appropriation Act, 1978, which is title I of the Legislative Branch Appropriation Act, 1978.

AMENDMENTS

1981—Pub. L. 97–51 substituted “Effective October 1, 1981” for “Effective October 1, 1977” and struck out provisions requiring that all receipts from the sale of furniture and equipment, other than such furniture and equipment as was replaced in kind, be deposited in the United States Treasury as miscellaneous receipts.

§ 117b–1. Receipts from sale of used or surplus furniture and furnishings of Senate

On and after October 1, 1982, receipts from the sale of used or surplus furniture and furnishings shall be deposited in the United States Treasury for credit to the appropriation for “Senate Office Buildings” under the heading “Architect of the Capitol.”

(Pub. L. 97–276, §101(e), Oct. 2, 1982, 96 Stat. 1189.)

CODIFICATION

Section is based on title I (2d proviso under “Senate Office Buildings”) of S. 2939, as reported Sept. 22, 1982, which was enacted into law by Pub. L. 97–276.

Section was formerly classified to section 170a of Title 40, Public Buildings, Property, and Works.

§ 117c. Disposal of used or surplus automobiles and trucks by Sergeant at Arms and Doorkeeper of Senate; procedure; deposit of receipts

On and after October 1, 1982, the Sergeant at Arms and Doorkeeper of the Senate is authorized to dispose of used or surplus automobiles and trucks by trade-in or by sale through the General Services Administration. Receipts from the sale of such automobiles and trucks shall be deposited in the United States Treasury for credit to the appropriation for “Automobiles and Maintenance” under the heading “Contingent Expenses of the Senate”.

(Pub. L. 97–276, §101(e), Oct. 2, 1982, 96 Stat. 1189.)

CODIFICATION

Section is based on section 102 of S. 2939, Ninety-seventh Congress, 2d Session, as reported Sept. 22, 1982, and incorporated by reference in section 101(e) of Pub. L. 97–276, to be effective as if enacted into law.

§ 117d. Reimbursements to Sergeant at Arms and Doorkeeper of Senate for equipment provided to Senators, etc., which has been lost, stolen, damaged, or otherwise unaccounted for; deposit of receipts

The Sergeant at Arms and Doorkeeper of the Senate shall deposit in the United States Treasury for credit to the appropriation account, within the contingent fund of the Senate, for the “Sergeant at Arms and Doorkeeper of the Senate”, all moneys received by him as reimbursement for equipment provided to Senators, committee chairmen, and other officers and employees of the Senate, which has been lost, stolen, damaged, or otherwise unaccounted for.

(Pub. L. 98–367, title I, §5, July 17, 1984, 98 Stat. 475.)

CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1985, which is title I of the Legislative Branch Appropriations Act, 1985.

§ 117e. Disposal of used or surplus furniture and equipment by Clerk of House; procedure; deposit of receipts

(1) The Clerk of the House of Representatives may dispose of used equipment of the House of Representatives, by trade-in or sale, directly or through the General Services Administration. Any direct disposal under the preceding sentence shall be in accordance with normal business practice and shall be at fair market value. Receipts from disposals under the first sentence of this section (together with receipts from sale of transcripts, waste paper and other items provided by law, and receipts for missing or damaged equipment) shall be deposited in the Treasury for credit to the appropriate account under the appropriation for “ALLOWANCES AND EXPENSES” under the heading “CONTINGENT EXPENSES OF THE HOUSE”, and shall be available for expenditure in accordance with applicable law.

(2) If disposal in accordance with paragraph (1) is not feasible because of age, location, condition, or any other relevant factor, the Clerk may donate the equipment to the government of a State, to a local government, or to an organi-

zation that is described in section 501(c)(3) of title 26 and exempt from tax under section 501(a) of title 26. A donation under this paragraph—

(A) shall be at no cost to the Government; and

(B) may be made only if the used equipment has no recoverable value because disposal in accordance with paragraph (1), under the most favorable terms available to the Government, would result in a loss to the Government.

(3) The Committee on House Administration of the House of Representatives shall have authority to prescribe regulations to carry out this subsection.

(4) As used in this section—

(A) the term “State” means a State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and a territory or possession of the United States; and

(B) the term “used equipment” means such used or surplus equipment (including furniture and motor vehicles) as the Committee on House Administration of the House of Representatives may prescribe by regulation.

(Pub. L. 99-500, §101(j), Oct. 18, 1986, 100 Stat. 1783-287, and Pub. L. 99-591, §101(j), Oct. 30, 1986, 100 Stat. 3341-287; Pub. L. 100-71, title I, July 11, 1987, 101 Stat. 425; Pub. L. 101-163, title I, §103(a), Nov. 21, 1989, 103 Stat. 1049.)

CODIFICATION

Section is based on section 104(a) of title I of H.R. 5203 (see House Report 99-805 as filed in the House on Aug. 15, 1986), as incorporated by reference in section 101(j) of Pub. L. 99-500 and 99-591, as amended by Pub. L. 100-71, to be effective as if enacted into law.

Pub. L. 99-591 is a corrected version of Pub. L. 99-500.

AMENDMENTS

1989—Par. (1). Pub. L. 101-163, §103(a)(1), (2), designated existing provisions as par. (1) and struck out at end “As used in this section, the term ‘used equipment’ means such used or surplus equipment (including furniture and motor vehicles) as the Committee on House Administration of the House of Representatives may prescribe by regulation.”

Pars. (2) to (4). Pub. L. 101-163, §103(a)(3), added pars. (2) to (4).

PRIOR PROVISIONS

Provisions similar to those in part (1) of this section relating to disposition of receipts from sales of copies of transcripts were contained in former section 84b of this title.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1989 AMENDMENT

Section 103(c) of Pub. L. 101-163 provided that: “The amendments made by subsection (a) [amending this section] and the repeal made by subsection (b) [repealing section 59a of this title] shall take effect on October 1, 1989.”

EFFECTIVE DATE OF 1987 AMENDMENT

Pub. L. 100-71 provided that the amendment made by Pub. L. 100-71 is effective Oct. 18, 1986.

EFFECTIVE DATE

Section 104(c) of title I of H.R. 5203 (see House Report 99-805 as filed in the House on Aug. 15, 1986), as incor-

porated by reference in section 101(j) of Pub. L. 99-500 and 99-591, as amended by Pub. L. 100-71, to be effective as if enacted into law, provided that: “This section and the amendment made by this section [enacting section 117e of this title and amending section 84b of this title] shall take effect on October 1, 1986.”

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 117f. Commissions and charges for public telephone or telecommunications services; deposit of receipts

(a) Authority of Clerk to receive commissions for providing public telephone service in House occupied areas

Effective October 1, 1988, the Clerk of the House of Representatives is authorized to receive commissions for providing public telephone service in space occupied by the United States House of Representatives.

(b) Authority of Clerk to receive legislative branch charges for provision of telephone or telecommunications services; exception

The Clerk is authorized to receive for deposit, amounts charged to any legislative branch entity, including but not limited to Legislative Service Organizations, the Congressional Budget Office and the Architect of the Capitol, for the provision of telephone or telecommunications services: *Provided*, That no amounts charged to the official expense allowances of Members of the House shall be deposited in accordance with this section.

(c) Deposit of receipts; availability for expenditure

Receipts from the commissions and charges set forth in subsections (a) and (b) of this section shall be deposited in the United States Treasury for credit to the appropriation for “Salaries and Expenses of the United States House of Representatives”, and shall be available for expenditure upon the approval of the Committee on Appropriations of the House of Representatives.

(Pub. L. 100-458, title III, §306, Oct. 1, 1988, 102 Stat. 2182.)

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1989.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 117g. Monies received by Attending Physician from sale of prescription drugs or other sources; deposit of receipts

On November 21, 1989, the Office of the Attending Physician Revolving Fund established by the first undesignated paragraph under the center heading “OFFICE OF THE ATTENDING PHYSICIAN REVOLVING FUND” in title III of the Legislative Branch Appropriation Act, 1976 (89 Stat. 283) is abolished and all monies in the Fund on such date or subsequently received by the Attending Physician from the sale of prescription drugs or from any other source shall be deposited in the Treasury as miscellaneous receipts.

(Pub. L. 101-163, title I, Nov. 21, 1989, 103 Stat. 1051.)

REFERENCES IN TEXT

The first undesignated paragraph under the center heading “OFFICE OF THE ATTENDING PHYSICIAN REVOLVING FUND” in title III of the Legislative Branch Appropriation Act, 1976 [Pub. L. 94-59], referred to in text, is not classified to the Code.

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1990, which is title I of the Legislative Branch Appropriations Act, 1990.

§ 117h. Deposit of fees for services by Office of Attending Physician; availability of amounts deposited

(a) There is established a subaccount in the appropriation account for salaries and expenses of the House of Representatives for the deposit of fees received from Members and officers of the House of Representatives for services provided to such Members and officers by the Office of the Attending Physician. The amounts so deposited shall be available, subject to appropriation, for the operations of the Office of the Attending Physician.

(b) This section shall take effect at the beginning of the first month after October 1992.

(Pub. L. 102-392, title I, § 104, Oct. 6, 1992, 106 Stat. 1710.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1993, which is title I of the Legislative Branch Appropriations Act, 1993.

§ 117i. Revolving fund for House gymnasium; deposit of receipts; availability for expenditure

There is established in the Treasury a revolving fund for the House of Representatives gymnasium. The Architect of the Capitol shall deposit in the fund such amounts as the Architect may receive as gymnasium dues or assessments from Members of the House of Representatives and other authorized users of the gymnasium. The amounts so deposited shall be available for obligation by the Architect for expenses of the gymnasium.

(Pub. L. 102-392, title I, § 106, Oct. 6, 1992, 106 Stat. 1715.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1993, which is title I of the Legislative Branch Appropriations Act, 1993.

§ 117j. Fees for internal delivery in House of Representatives of nonpostage mail from outside sources

Effective with respect to fiscal years beginning with fiscal year 1995, in the case of mail from outside sources presented to the Chief Administrative Officer of the House of Representatives (other than mail through the Postal Service and mail with postage otherwise paid) for internal delivery in the House of Representatives, the Chief Administrative Officer is authorized to collect fees equal to the applicable postage. Amounts received by the Chief Administrative Officer as fees under the preceding sentence shall be deposited in the Treasury as miscellaneous receipts.

(Pub. L. 104-53, title I, § 101, Nov. 19, 1995, 109 Stat. 520.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1996, which is title I of the Legislative Branch Appropriations Act, 1996.

§ 117k. Rebates under Government Travel Charge Card Program

Effective with respect to fiscal years beginning with fiscal year 1995, amounts received by the Chief Administrative Officer of the House of Representatives from the Administrator of General Services for rebates under the Government Travel Charge Card Program shall be deposited in the Treasury as miscellaneous receipts.

(Pub. L. 104-53, title I, § 102, Nov. 19, 1995, 109 Stat. 520.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1996, which is title I of the Legislative Branch Appropriations Act, 1996.

§ 118. Actions against officers for official acts

In any action brought against any person for or on account of anything done by him while an officer of either House of Congress in the discharge of his official duty, in executing any order of such House, the United States attorney for the district within which the action is brought, on being thereto requested by the officer sued, shall enter an appearance in behalf of such officer; and all provisions of the eighth section of the Act of July 28, 1866, entitled “An Act to protect the revenue, and for other purposes”, and also all provisions of the sections of former Acts therein referred to, so far as the same relate to the removal of suits, the withholding of executions, and the paying of judgments against revenue or other officers of the United States, shall become applicable to such action and to all proceedings and matters whatsoever connected therewith, and the defense of such action shall thenceforth be conducted under the supervision and direction of the Attorney General.

(Mar. 3, 1875, ch. 130, § 8, 18 Stat. 401; June 25, 1948, ch. 646, § 1, 62 Stat. 909.)

REFERENCES IN TEXT

The provisions of section 8 of act July 28, 1866, ch. 298, 14 Stat. 329, referred to in text, were contained gener-

ally in R.S. §643, which was incorporated in the former Judicial Code, §33, and was repealed by act June 25, 1948, ch. 646, §39, 62 Stat. 992. See sections 1442, 1446, and 1447 of Title 28, Judiciary and Judicial Procedure. Other provisions referred to were contained in R.S. §§771, 989, which were also repealed by act June 25, 1948. See sections 509, 547, and 2006, respectively, of Title 28.

CHANGE OF NAME

Act June 25, 1948, eff. Sept. 1, 1948, substituted “United States attorney” for “district attorney”. See section 541 of Title 28, Judiciary and Judicial Procedure.

FEDERAL RULES OF CIVIL PROCEDURE

Judgment against certain public officers, satisfaction of, see rule 69, Title 28, Appendix, Judiciary and Judicial Procedure.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 118a of this title.

§ 118a. Officers of Senate

Section 118 of this title shall not apply to officers of the Senate.

(Pub. L. 95–521, title VII, §714(d), Oct. 26, 1978, 92 Stat. 1884.)

EFFECTIVE DATE

Section effective Jan. 3, 1979, see section 717 of Pub. L. 95–521, set out as a note under section 288 of this title.

§ 119. Stationery rooms of House and Senate; specification of classes of articles purchasable

The Committee on House Administration of the House of Representatives and the Committee on Rules and Administration of the Senate, respectively, shall make and issue regulations specifying the classes of articles which may be purchased by or through the stationery rooms of the House and Senate.

(May 13, 1926, ch. 294, §2, 44 Stat. 552; Aug. 2, 1946, ch. 753, title I, §§102, 121, 60 Stat. 814, 822.)

AMENDMENTS

1946—Act Aug. 2, 1946, substituted “Committee on House Administration” and “Committee on Rules and Administration” for “Committee on Accounts” and “Committee to Audit and Control the Contingent Expenses”, respectively.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104–14, set out as a note preceding section 21 of this title.

Stationery room of House of Representatives redesignated Office Supply Service.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

§ 119a. Repealed. Pub. L. 90–620, §3, Oct. 22, 1968, 82 Stat. 1309

Section, act July 2, 1954, ch. 455, 68 Stat. 397, provided that on and after July 2, 1954, the Senate Folding Room shall be known as the Senate Service Department. See section 740 of Title 44, Public Printing and Documents.

§ 120. Omitted

CODIFICATION

Section, act Feb. 23, 1927, ch. 168, §1, 44 Stat. 1150, changed the name of “clerk to Speaker’s table” to “parliamentarian” and was omitted as executed.

§ 121. Senate restaurant deficit fund; deposit of proceeds from surcharge on orders

The Committee on Rules and Administration of the United States Senate is authorized and directed hereafter to add a minimum of 10 per centum to each order in excess of 10 cents served in the Senate restaurants and 20 per centum to all orders served outside of said restaurants, and the proceeds accruing therefrom shall be placed in a fund to be used in the payment of any deficit incurred in the management of such kitchens and restaurants.

(May 18, 1937, ch. 223, §1, 50 Stat. 173; Aug. 2, 1946, ch. 753, title I, §102, 60 Stat. 814.)

AMENDMENTS

1946—Act Aug. 2, 1946, substituted “Committee on Rules and Administration” for “Committee on Rules”.

EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 5 section 5363.

§ 121a. Senate Barber and Beauty Shops Revolving Fund

(a) Establishment

There is hereby established in the Treasury of the United States a revolving fund within the contingent fund of the Senate to be known as the Senate Barber and Beauty Shops Revolving Fund (hereafter in this section referred to as the “revolving fund”).

(b) Deposit of moneys received; disbursements for equipment, supplies, and expenses

All moneys received by the Senate Barber Shop and the Senate Beauty Shop from fees for services or from any other source shall be deposited to the credit of the revolving fund. Moneys in the revolving fund shall be available without fiscal year limitation for disbursement by the Secretary of the Senate for necessary equipment, supplies, and expenses of the Senate Barber and Beauty Shops.

(c) Deposit as miscellaneous receipts of excess moneys in fund

On or before December 31 of each year, the Secretary of the Senate shall withdraw from the revolving fund and deposit in the Treasury of the United States as miscellaneous receipts all moneys in excess of \$10,000 in the revolving fund at the close of the preceding fiscal year.

(d) Disbursements upon vouchers

Disbursements from the revolving fund shall be made upon vouchers signed by the Sergeant at Arms and Doorkeeper of the Senate.

(e) Regulations

The Sergeant at Arms and Doorkeeper of the Senate is authorized to prescribe such regula-

tions as may be necessary to carry out the provisions of this section.

(Pub. L. 94-440, title I, § 106, Oct. 1, 1976, 90 Stat. 1444; Pub. L. 95-26, title I, § 107(a), May 4, 1977, 91 Stat. 85; Pub. L. 100-458, title I, § 10(b), Oct. 1, 1988, 102 Stat. 2162.)

AMENDMENTS

1988—Subsec. (a). Pub. L. 100-458, § 10(b)(1), substituted “Senate Barber and Beauty Shops Revolving Fund” for “Senate Barber Shops Revolving Fund”.

Subsec. (b). Pub. L. 100-458, § 10(b)(2), amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows: “All moneys received by the Senate barber shops from fees for services or from any other source shall be deposited to the credit of the revolving fund. Moneys in the revolving fund shall be available without fiscal year limitation for disbursement by the Secretary of the Senate for necessary supplies and expenses of the Senate barber shops.”

1977—Subsec. (a). Pub. L. 95-26 substituted “Senate Barber Shops Revolving Fund” for “Senate Employees Barber Shop Revolving Fund”.

Subsec. (b). Pub. L. 95-26 substituted “Senate barber shops” for “Senate employees barber shop” and “for necessary supplies and expenses of the Senate barber shops” for “for additional compensation of personnel of the Senate employees barber shop, as determined by the Sergeant at Arms and Doorkeeper of the Senate, and for necessary supplies for the Senate employees barber shop”.

Subsec. (c). Pub. L. 95-26 substituted “all moneys in excess of \$10,000 in the revolving fund at the close of the preceding fiscal year” for “an amount equal to the amount in the revolving fund at the close of the preceding fiscal year, reduced by the amount of outlays from the revolving fund after the close of such year attributable to obligations incurred during such year”.

Subsecs. (d), (e). Pub. L. 95-26 reenacted subsecs. (d) and (e) without change.

Subsec. (f). Pub. L. 95-26 struck out subsec. (f) which provided that the section, as originally enacted by Pub. L. 94-440, was effective Oct. 1, 1976.

EFFECTIVE DATE OF 1977 AMENDMENT

Section 107(b) of Pub. L. 95-26 provided that: “The amendment made by subsection (a) [amending this section] shall take effect on April 1, 1977.”

§ 121b. Senate Beauty Shop

(a) Employment and compensation of personnel

The Sergeant at Arms and Doorkeeper of the Senate is authorized to employ, and fix the compensation of such employees as he determines necessary to operate the Senate Beauty Shop.

(b) Omitted

(c) Creditable civilian service in Senate Building Beauty Shop for basic annuity

Any individual who, on October 1, 1988, is an employee of the Senate Building Beauty Shop and who, after having been employed by the Sergeant at Arms and Doorkeeper pursuant to subsection (a) of this section, attains 5 years of civilian service creditable under section 8411 of title 5, other than service credited pursuant to subsection (d) of this section, may be credited under such section for any service as an employee of the Senate Building Beauty Shop prior to October 1, 1988, if such employee makes a payment of the amount, determined by the Office of Personnel Management, that would have been deducted and withheld from the basic pay of such employee under section 8422 of title 5 for

such period so credited, together with interest thereon.

(d) Creditable civilian service in Senate Building Beauty Shop for survivor annuities and disability benefits

Notwithstanding any other provision of this section, any service performed by an individual in the Senate Building Beauty Shop prior to October 1, 1988, is deemed to be civilian service creditable under section 8411 of title 5 for purposes of qualifying for survivor annuities and disability benefits under subchapters IV and V of chapter 84 of title 5, if such individual—

(1) on October 1, 1988, is an employee of the Senate Building Beauty Shop;

(2) on or after October 1, 1988, is employed by the Sergeant at Arms and Doorkeeper pursuant to subsection (a) of this section; and

(3) payment is made of an amount, determined by the Office of Personnel Management, which would have been deducted and withheld from the basic pay of such employee under section 8422 of title 5 for such period so credited, together with interest thereon.

(e) Certification concerning creditable service; acceptance by Office of Personnel Management

The Office of Personnel Management shall accept the certification of the Secretary of the Senate concerning creditable service for the purpose of this section.

(f) Effective date

The foregoing provisions of this section shall take effect on October 1, 1988.

(Pub. L. 100-458, title I, § 10, Oct. 1, 1988, 102 Stat. 2162.)

CODIFICATION

Section is comprised of section 10 of Pub. L. 100-458. Subsec. (b) of section 10 amended section 121a of this title.

Section is from the Congressional Operations Appropriations Act, 1989, which is title I of the Legislative Branch Appropriations Act, 1989.

§ 121c. Office of Senate Health Promotion

(a) Establishment

The Sergeant at Arms and Doorkeeper of the Senate is authorized to establish an Office of Senate Health Promotion.

(b) Fees, assessments, and charges

(1) In carrying out this section, the Sergeant at Arms and Doorkeeper of the Senate is authorized to establish, or provide for the establishment of, exercise classes and other health services and activities on a continuing and regular basis. In providing for such classes, services, and activities, the Sergeant at Arms and Doorkeeper of the Senate is authorized to impose and collect fees, assessments, and other charges to defray the costs involved in promoting the health of Members, officers, and employees of the Senate. For purposes of this section, the term “employees of the Senate” shall have such meaning as the Sergeant at Arms, by regulation, may prescribe.

(2) All fees, assessments, and charges imposed and collected by the Sergeant at Arms pursuant

to paragraph (1) shall be deposited in the revolving fund established pursuant to subsection (c) of this section and shall be available for purposes of this section.

(c) Senate Health Promotion Revolving Fund

There is established in the Treasury of the United States a revolving fund within the contingent fund of the Senate to be known as the Senate Health Promotion Revolving Fund (hereinafter referred to in this section as the “fund”). The fund shall consist of all amounts collected or received by the Sergeant at Arms and Doorkeeper of the Senate as fees, assessments, and other charges for activities and services to carry out the provisions of this section. All moneys in the fund shall be available without fiscal year limitation for disbursement by the Secretary of the Senate for promoting the health of Members, officers, and employees of the Senate. On or before December 31 of each year, the Secretary of the Senate shall withdraw from the fund and deposit in the Treasury of the United States as miscellaneous receipts all moneys in excess of \$5,000 in the fund at the close of the preceding fiscal year.

(d) Vouchers

Disbursements from the revolving fund shall be made upon vouchers signed by the Sergeant at Arms and Doorkeeper of the Senate.

(e) Inapplicability of provisions prohibiting sales, advertisements, or solicitations in Capitol grounds

The provisions of section 193d of title 40 shall not be applicable to any class, service, or other activity carried out pursuant to the provisions of this section.

(f) Regulations

The provisions of this section shall be carried out in accordance with regulations which shall be promulgated by the Sergeant at Arms and Doorkeeper of the Senate and subject to approval at the beginning of each Congress by the Committee on Rules and Administration of the Senate.

(Pub. L. 101-163, title I, § 4, Nov. 21, 1989, 103 Stat. 1044; Pub. L. 102-90, title I, § 2, Aug. 14, 1991, 105 Stat. 450.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1990, which is title I of the Legislative Branch Appropriations Act, 1990.

AMENDMENTS

1991—Subsec. (c). Pub. L. 102-90 inserted at end “On or before December 31 of each year, the Secretary of the Senate shall withdraw from the fund and deposit in the Treasury of the United States as miscellaneous receipts all moneys in excess of \$5,000 in the fund at the close of the preceding fiscal year.”

§ 121d. Senate Gift Shop

(a) Establishment

The Secretary of the Senate is authorized to establish a Senate Gift Shop for the purpose of providing for the sale of gift items to Members of the Senate, staff, and the general public.

(b) Deposit of receipts

All moneys received from sales and other services by the Senate Gift Shop shall be deposited

in the revolving fund established by subsection (c) of this section and shall be available for purposes of this section.

(c) Revolving fund

There is established in the Treasury of the United States a revolving fund within the contingent fund of the Senate to be known as the Senate Gift Shop Revolving Fund (hereafter referred to in this section as the “fund”). The fund shall consist of all amounts collected or received by the Secretary of the Senate from sales and services by the Senate Gift Shop. All moneys in the fund shall be available without fiscal year limitation for disbursement by the Secretary of the Senate in connection with the operation of the Senate Gift Shop, including supplies, equipment, and other expenses. In addition, such moneys may be used by the Secretary of the Senate to reimburse the Senate appropriations account, appropriated under the heading “SALARIES, OFFICERS AND EMPLOYEES” and “OFFICE OF THE SECRETARY”, for amounts used from such account to pay the salaries of employees of the Senate Gift Shop.

(d) Exception to prohibition of sale or solicitation on Capitol Grounds

The provisions of section 193d of title 40 shall not be applicable to any activity carried out pursuant to this section.

(e) Transfer of moneys from Stationery Revolving Fund

To provide capital for the fund, the Secretary of the Senate is authorized to transfer, from moneys in the Stationery Revolving Fund in the contingent fund of the Senate, to the fund such sum as he may determine necessary, not to exceed \$300,000.

(f) Authorization to expend from appropriations account for initial expenses

For the purpose of acquiring supplies, equipment, and meeting other initial expenses in implementing subsection (a) of this section, the Secretary of the Senate is authorized, upon October 6, 1992, to expend, from moneys appropriated to the appropriations account, within the contingent fund of the Senate, for expenses of the Secretary of the Senate, by the Legislative Branch Appropriations Act, 1991, such amounts as may be necessary to carry out this section.

(g) Disbursement on approved voucher

Disbursements from the fund shall be made upon vouchers approved by the Secretary of the Senate, or his designee.

(h) Regulations

The Secretary of the Senate is authorized to prescribe such regulations as may be necessary to carry out the provisions of this section.

(Pub. L. 102-392, title I, § 2, Oct. 6, 1992, 106 Stat. 1706.)

REFERENCES IN TEXT

The Legislative Branch Appropriations Act, 1991, referred to in subsec. (f), is Pub. L. 101-520, Nov. 5, 1990, 104 Stat. 2254. For complete classification of this Act to the Code, see Tables.

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1993, which is title I of the Legislative Branch Appropriations Act, 1993.

ADDITIONAL CAPITALIZATION

Pub. L. 103-283, title I, § 1, July 22, 1994, 108 Stat. 1426, provided that: “Effective on and after the date of enactment of this Act [July 22, 1994], the Secretary of the Senate, subject to the approval of the Committee on Appropriations of the Senate, is authorized to transfer up to \$300,000 from any Senate appropriations account with respect to which the Secretary has disbursing authority to the revolving fund established under section 2(c) under the subheading ‘ADMINISTRATIVE PROVISIONS’ under the heading ‘SENATE’ in Public Law 102-392 (2 U.S.C. 121d(c)) to provide additional capitalization for such revolving fund. Any moneys so transferred shall be available for use in the same manner and to the same extent as the moneys otherwise in such revolving fund.”

§ 121e. Payment of fees for services of Attending Physician and for use of Senate health and fitness facilities

(a) Regulations

The Senate Committee on Rules and Administration shall promulgate regulations—

(1) pertaining to the services provided by the Attending Physician and the operation and use of the Senate health and fitness facilities; and

(2) requiring the payment of fees for services received from the Attending Physician and for the use of the Senate health and fitness facilities pursuant to such regulations.

(b) Withholding of fees from salary

The Secretary of the Senate is authorized to withhold fees from the salary of an individual authorized by such regulations to receive such services from the Attending Physician and to use the Senate health and fitness facilities.

(c) Deposit in General Fund

The Secretary of the Senate shall remit all fees required by subsection (a)(2) of this section that are collected pursuant to subsection (b) of this section or by direct payment to the General Fund of the Treasury as miscellaneous receipts unless otherwise provided by law.

(d) Effective date

The provision¹ of this section shall take effect on April 9, 1992.

(Pub. L. 102-392, title III, § 314, Oct. 6, 1992, 106 Stat. 1723.)

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1993.

§ 122. Repealed. Pub. L. 95-391, title I, § 111, Sept. 30, 1978, 92 Stat. 777

Section, acts July 2, 1954, ch. 455, title I, 68 Stat. 403; Sept. 7, 1957, Pub. L. 85-301, § 1, 71 Stat. 622; Sept. 29, 1965, Pub. L. 89-211, § 1(a), 79 Stat. 857, provided for office space in the home districts of House Members and the Resident Commissioner from Puerto Rico. See section 122b et seq. of this title.

The repeal of this section is based on section 6(b) of House Resolution No. 687, Ninety-fifth Congress, Sept.

20, 1977, which was enacted into permanent law by Pub. L. 95-391.

Similar provisions were contained in the following prior appropriation acts:

Aug. 1, 1953, ch. 304, title I, 67 Stat. 325.

July 9, 1952, ch. 598, 66 Stat. 470.

EFFECTIVE DATE OF REPEAL

Section 6(b) of House Resolution No. 687, Ninety-fifth Congress, Sept. 20, 1977, provided that the repeal of this section is applicable beginning on Jan. 3, 1978, upon the enactment of House Resolution No. 687 as permanent law, which was effected by Pub. L. 95-391, § 111.

§ 122a. Reimbursement of House Members for office expenses outside District of Columbia

The Clerk of the House is authorized and directed to reimburse each Member, and the Resident Commissioner from Puerto Rico, from the contingent fund in an amount not to exceed \$300 quarterly, upon certification of each such Member and Resident Commissioner for official expenses incurred outside the District of Columbia.

(July 2, 1954, ch. 455, title I, 68 Stat. 403; June 13, 1957, Pub. L. 85-54, 71 Stat. 82; July 27, 1965, Pub. L. 89-90, § 103, 79 Stat. 281.)

CODIFICATION

Section is from the Legislative Appropriation Act, 1955.

Section 103 of act Aug. 5, 1955, provided that the provisions therein for the various items of official expenses of Members should be the permanent law with respect thereto.

AMENDMENTS

1965—An additional quarterly allowance of \$150, effective January 1, 1965, was authorized by House Resolution No. 831, Eighty-eighth Congress which was enacted into permanent law by Pub. L. 89-90.

1957—Pub. L. 85-54 broadened authorization for reimbursement of a Member's office expenses, formerly restricted to expenses incurred in his Congressional district, to expenses incurred outside the District of Columbia.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the Legislative Appropriation Act, 1956, act Aug. 5, 1955, ch. 568, 69 Stat. 513.

“MEMBER” DEFINED

Section 101 of act July 2, 1954, in fixing amounts for salaries, mileage, and expenses of Members of the House of Representatives provided in part that “whenever used herein the term ‘Member’ shall include Members of the House of Representatives, Delegates from the Territories, and the Resident Commissioner from Puerto Rico”.

REIMBURSEMENT OF EXPENSES OF HOUSE MEMBERS; MEMBER OF HOUSE OF REPRESENTATIVES AND MEMBER DEFINED

Section 302(a), (b), and (d) of House Resolution No. 287, Ninety-fifth Congress, Mar. 2, 1977, enacted into

¹ So in original. Probably should be “provisions”.

permanent law by Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668, provided that:

“(a) Notwithstanding any other provision of law and until otherwise provided by law—

“(1) effective January 3, 1977, each Member of the House of Representatives shall be entitled to reimbursement under the nineteenth paragraph under the subheading ‘CONTINGENT EXPENSES OF THE HOUSE’ under the heading ‘HOUSE OF REPRESENTATIVES’ in the Legislative Appropriation Act, 1955 (2 U.S.C. 122a), or under chapter 4, section 401, of the Supplemental Appropriations Act, 1972 (2 U.S.C. 56), for any official expense incurred in the United States; and

“(2) the Clerk of the House may make disbursements under the paragraph referred to in paragraph (1) by (A) direct payment to the person from whom goods or services are obtained by the Member involved under such paragraph; or (B) reimbursement to the Member involved or person designated by the Member.

“(b) Effective January 3, 1978, notwithstanding any other provision of law and until otherwise provided by law, and conditional upon the adoption of a House rule prohibiting Members of the House of Representatives from maintaining unofficial office accounts, the entitlement of each Member of the House of Representatives under the nineteenth paragraph under the subheading ‘CONTINGENT EXPENSES OF THE HOUSE’ under the heading ‘HOUSE OF REPRESENTATIVES’ in the Legislative Appropriation Act, 1955 (2 U.S.C. 122a), or under chapter 4, section 401, of the Supplemental Appropriation Act, 1972 (2 U.S.C. 56), shall not exceed \$7,000 annually.

“(d) For purposes of this section, the terms ‘Member of the House of Representatives’ and ‘Member’ mean each Representative in, or Delegate or Resident Commissioner to, the House of Representatives.”

Section 302(a), (b), and (d) of House Resolution No. 287 is also set out as a note under section 56 of this title. Section 302(c) of such resolution is set out as a note under section 41 of this title.

CROSS REFERENCES

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 122b. Leasing of office space in home districts of House Members

Effective January 3, 1978, and until otherwise provided by law, the Clerk of the House may disburse funds from the contingent fund of the House on behalf of each Member of the House of Representatives, in accordance with the provisions of sections 122b to 122g of this title, to defray the cost of leasing suitable office space for use by such Member in the district from which he is elected or in any location which is in close proximity to such district.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777.)

CODIFICATION

Section is based on section 1 of House Resolution No. 687, Ninety-fifth Congress, Sept. 20, 1977, which was enacted into permanent law by Pub. L. 95-391.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 122c, 122d, 122e, 122f, 122g of this title.

§ 122c. Determination of disburseable annual amount

The annual amount which may be disbursed on behalf of each Member under sections 122b to 122g of this title shall be an amount equal to the product of two thousand five hundred square feet multiplied by the maximum applicable annual rate per square foot in the region encompassing the congressional district from which such Member is elected or in which the Member maintains a district office, as determined by the Administrator of General Services under section 490(j) of title 40.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777.)

CODIFICATION

Section is based on section 2 of House Resolution No. 687, Ninety-fifth Congress, Sept. 20, 1977, which was enacted into permanent law by Pub. L. 95-391.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 122b, 122d, 122e, 122f, 122g of this title.

§ 122d. Authorization by Committee on House Administration

Each Member who desires the Clerk to disburse funds under sections 122b to 122g of this title in connection with office space leased by such Member shall submit to the Committee on House Administration two copies of each lease agreement involved. If the committee determines that such lease agreement conforms with any requirements established by the committee by regulation, the committee shall authorize the Clerk to make disbursements on behalf of such Member.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777.)

CODIFICATION

Section is based on section 3 of House Resolution No. 687, Ninety-fifth Congress, Sept. 20, 1977, which was enacted into permanent law by Pub. L. 95-391.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 122b, 122c, 122e, 122f, 122g of this title.

§ 122e. Office equipment, carpeting, and draperies

The Administrator of General Services shall, in accordance with regulations prescribed by the

committee, furnish suitable office equipment, carpeting, and draperies for office space acquired under sections 122b to 122g of this title.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777.)

CODIFICATION

Section is based on section 4 of House Resolution No. 687, Ninety-fifth Congress, Sept. 20, 1977, which was enacted into permanent law by Pub. L. 95-391.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 122b, 122c, 122d, 122f, 122g of this title.

§ 122f. Rules and regulations

The committee shall prescribe such regulations as may be necessary to carry out the provisions of sections 122b to 122g of this title.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777.)

CODIFICATION

Section is based on section 5 of House Resolution No. 687, Ninety-fifth Congress, Sept. 20, 1977, which was enacted into permanent law by Pub. L. 95-391.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 122b, 122c, 122d, 122e, 122g of this title.

§ 122g. Definitions

For purposes of sections 122b to 122g of this title—

- (1) the term “Clerk” means the Clerk of the House;
- (2) the term “committee” means the Committee on House Administration; and
- (3) the terms “Members of the House of Representatives” and “Member” mean any Representative in the Congress, the Resident Commissioner from Puerto Rico, and the Delegates from the District of Columbia, Guam, and the Virgin Islands.

(Pub. L. 95-391, title I, §111, Sept. 30, 1978, 92 Stat. 777.)

CODIFICATION

Section is based on section 7 of House Resolution No. 687, Ninety-fifth Congress, Sept. 20, 1977, which was enacted into permanent law by Pub. L. 95-391.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 122b, 122c, 122d, 122e, 122f of this title.

§ 123. Repealed. June 27, 1956, ch. 453, § 105(m), 70 Stat. 372

Section, act Aug. 7, 1953, ch. 341, 67 Stat. 439, established a joint Senate and House Recording Facility revolving fund, provided for the disposition of monies, and required the coordinator of the Facility to give a penal bond. See section 123b(m) of this title.

§ 123a. Omitted

CODIFICATION

Section, act Aug. 5, 1955, ch. 568, §1, 69 Stat. 500, which established the basic annual compensation of the coordinator, Joint Recording Facility, has been omitted because of section 123b(l) of this title which abolished the Joint Recording Facility positions and salaries established pursuant to the Legislative Branch Appropriation Act, 1948, and all subsequent acts.

§ 123b. House Recording Studio; Senate Recording Studio and Senate Photographic Studio

(a) Establishment

There is established the House Recording Studio, the Senate Recording Studio, and the Senate Photographic Studio.

(b) Assistance in making disk, film, and tape recordings; exclusiveness of use

The House Recording Studio shall assist Members of the House of Representatives in making disk, film, and tape recordings, and in performing such other functions and duties in connection with the making of such recordings as may be necessary. The Senate Recording Studio and the Senate Photographic Studio shall assist Members of the Senate and committees of the Senate in making disk, film, and tape recordings, and in performing such other functions and duties in connection with the making of such recordings as may be necessary. The House Recording Studio shall be for the exclusive use of Members of the House of Representatives (including the Delegates and the Resident Commissioner from Puerto Rico); the Senate Recording Studio and the Senate Photographic Studio shall be for the exclusive use of Members of the Senate, the Vice President, committees of the Senate, the Secretary of the Senate, and the Sergeant at Arms of the Senate.

(c) Operation of studios

The House Recording Studio shall be operated by the Clerk of the House of Representatives under the direction and control of a committee which is created (hereinafter referred to as the committee) composed of three Members of the House. Two members of the committee shall be from the majority party and one member shall be from the minority party, to be appointed by the Speaker. The committee is authorized to issue such rules and regulations relating to operation of the House Recording Studio as it may deem necessary.

The Senate Recording Studio and the Senate Photographic Studio shall be operated by the Sergeant at Arms of the Senate under the direction and control of the Committee on Rules and Administration of the Senate. The Committee on Rules and Administration is authorized to issue such rules and regulations relating to operation of the Senate Recording Studio and the Senate Photographic Studio as it may deem necessary.

(d) Prices of disk, film, and tape recordings; collection of moneys

The Clerk of the House of Representatives shall, subject to the approval of the committee, set the price of making disk, film, and tape recordings, and collect all moneys owed the House Recording Studio. The Committee on Rules and Administration of the Senate shall set the price of making disk, film, and tape recordings and all moneys owed the Senate Recording Studio and the Senate Photographic Studio shall be collected by the Sergeant at Arms of the Senate.

(e) Restrictions on expenditures

No moneys shall be expended or obligated for the House Recording Studio except as shall be pursuant to such regulations as the committee may approve. No moneys shall be expended or obligated by the Director of the Senate Recording Studio or the Director of the Senate Photographic Studio until approval therefor has been obtained from the Sergeant at Arms of the Senate.

(f) Appointment of Director and other employees of House Recording Studio

The Clerk of the House of Representatives is authorized, subject to the approval of the committee, to appoint a Director of the House Recording Studio and such other employees as are deemed necessary to the operation of the House Recording Studio.

(g) Revolving funds

There is established in the Treasury of the United States, a revolving fund within the contingent fund of the House of Representatives for the House Recording Studio for the purposes of administering the duties of that studio. There is also established in the Treasury of the United States a revolving fund, within the contingent fund of the Senate, which shall be known as the "Senate Photographic Studio Revolving Fund", for the purpose of administering the duties of the Senate Photographic Studio; and there is established in the Treasury of the United States, a revolving fund, within the contingent fund of the Senate, which shall be known as the "Senate Recording Studio Revolving Fund", for the purpose of administering the duties of the Senate Recording Studio.

(h) Deposits in funds; availability of funds

All moneys received by the House Recording Studio from Members of the House of Representatives for disk, film, or tape recordings, or from any other source, shall be deposited by the Clerk of the House of Representatives in the revolving fund established for the House Recording Studio by subsection (g) of this section; moneys in such fund shall be available for disbursement therefrom by the Clerk of the House of Representatives for the care, maintenance, operation, and other expenses of the studio upon vouchers signed and approved in such manner as the committee shall prescribe. All moneys received by the Senate Recording Studio shall be deposited in the Senate Recording Studio Revolving Fund established by subsection (g) of this section and all funds received by the Senate Photographic Studio shall be deposited in the Senate Photographic Studio Revolving Fund established by

such subsection; moneys in the Senate Recording Studio Revolving Fund shall be available for disbursement therefrom upon vouchers signed by the Sergeant at Arms and Doorkeeper of the Senate for the care, maintenance, operation, and other expenses of the Senate Recording Studio, and moneys in the Senate Photographic Studio Revolving Fund shall be available for disbursement therefrom upon vouchers signed by the Sergeant at Arms and Doorkeeper of the Senate for the care, maintenance, operation, and other expenses of the Senate Photographic Studio.

(i) Distribution of equity of Joint Senate and House Recording Facility Revolving Fund; assignment of existing studio facilities, equipment, materials and supplies; transfer of accounts; reserve fund; distribution of balance

(1) As soon as practicable after June 27, 1956, but no later than September 30, 1956, the equity of the Joint Senate and House Recording Facility Revolving Fund shall be distributed equally to the Senate and House of Representatives on the basis of an audit to be made by the General Accounting Office.

(2) The Sergeant at Arms of the Senate and the Clerk of the House of Representatives shall, subject to the approval of the committees mentioned in subsection (c) of this section, determine the assignment of existing studio facilities to the Senate and the House of Representatives, and also the existing equipment, materials and supplies to be transferred to the respective studios. The evaluation of equipment, materials and supplies transferred to each studio shall be on the basis of market value. Any other equipment, materials and supplies determined to be obsolete or not needed for the operation of the respective studio shall be disposed of to the best interest of the Government and the proceeds thereof deposited in the Joint Senate and House Recording Facility Revolving Fund.

(3) Accounts receivable, which on the effective date of liquidation, are due from Members and committees of the Senate shall be transferred to the Senate Studio, and those due from Members and committees of the House of Representatives shall be transferred to the House Studio.

(4) A sufficient reserve shall be set aside from the Joint Senate and House Recording Facility Revolving Fund to liquidate any outstanding accounts payable.

(5) After appropriate adjustments for the value of assets assigned or transferred to the Senate and House of Representatives, respectively, the balance in the Joint Senate and House Recording Facility Revolving Fund shall be distributed equally to the Senate and House of Representatives for deposit to the respective revolving funds authorized by this section.

(j) Availability of existing services and facilities

Pending acquisition of the stock, supplies, materials, and equipment necessary to properly equip both studios, the present services and facilities shall be made available to both studios in order that each studio may carry out its duty.

(k) Restrictions on employment

No person shall be an officer or employee of the House Recording Studio, Senate Recording

Studio, or Senate Photographic Studio while he is engaged in any other business, profession, occupation, or employment which involves the performance of duties which are similar to those which would be performed by him as such an officer or employee of such studio unless approved in writing by the committee in the case of the House Recording Studio and the Senate Committee on Rules and Administration in the case of the Senate Recording Studio and the Senate Photographic Studio.

(l) Abolition of Joint Recording Facility positions and salaries

The Joint Recording Facility positions and salaries established pursuant to the Legislative Branch Appropriation Act, 1948, and all subsequent Acts are abolished.

(m) Repeals

Effective with the completion of the transfer provided for by subsection (i) of this section the joint resolution entitled “Joint resolution establishing in the Treasury of the United States a revolving fund within the contingent fund of the House of Representatives”, approved August 7, 1953, is repealed.

(n) Repealed. Pub. L. 92-310, title II, § 220(j), June 6, 1972, 86 Stat. 205

(o) Authorization of appropriations

Such sums as may be necessary to carry out the provisions of this section are authorized to be appropriated.

(June 27, 1956, ch. 453, § 105, 70 Stat. 370; Oct. 13, 1964, Pub. L. 88-652, § 16(a), 78 Stat. 1084; June 6, 1972, Pub. L. 92-310, title II, § 220(j), 86 Stat. 205; July 8, 1980, Pub. L. 96-304, title I, § 108(a), 94 Stat. 890; Sept. 10, 1982, Pub. L. 97-257, title I, § 102, 96 Stat. 849; Nov. 5, 1990, Pub. L. 101-520, title I, § 7(a), (c), (d), 104 Stat. 2258, 2259.)

AMENDMENTS

1990—Subsec. (g). Pub. L. 101-520, § 7(a), amended second sentence generally. Prior to amendment, second sentence read as follows: “There is also established in the Treasury of the United States, a revolving fund within the contingent fund of the Senate for the Senate Recording and Photographic Studios for the purposes of administering the duties of that studio.”

Subsec. (h). Pub. L. 101-520, § 7(c), amended second sentence generally. Prior to amendment, second sentence read as follows: “All moneys received by the Senate Recording and Photographic Studios for disk, film, or tape recordings or from any other source, shall be deposited in the revolving fund established for the Senate Recording and Photographic Studios by subsection (g) of this section; moneys in such fund shall be available for disbursement therefrom upon vouchers signed and approved by the Sergeant at Arms for the care, maintenance, operation, and other expenses of the Senate Recording and Photographic Studios.”

1982—Subsec. (b). Pub. L. 97-257 inserted reference to Secretary of Senate and Sergeant at Arms of Senate.

1972—Subsec. (n). Pub. L. 92-310 repealed subsec. (n) which required Directors of House and Senate Recording Studios to give bonds in sum of \$20,000 each.

1964—Subsec. (f). Pub. L. 88-652 struck out “and fix the compensation of” after “to appoint”.

EFFECTIVE DATE OF 1990 AMENDMENT

Section 7(b) of Pub. L. 101-520 provided that: “The amendment made by subsection (a) [amending this section] shall take effect on April 1, 1991, and, of the mon-

ies in the revolving fund within the contingent fund of the Senate for the Recording and Photographic Studios, as such fund was in existence immediately prior to the amendment made by subsection (a), \$100,000 shall be deposited in the Senate Photographic Studio Revolving Fund (as established by the amendment made by subsection (a)) and the remainder shall be deposited into the Senate Recording Studio Revolving Fund (as so established).”

Section 7(c) of Pub. L. 101-520 provided that the amendment made by that section is effective Apr. 1, 1991.

EFFECTIVE DATE OF 1964 AMENDMENT

Amendment by Pub. L. 88-652 effective Jan. 1, 1965, see section 17 of Pub. L. 88-652, set out as an Effective Date note under section 291 of this title.

TRANSFER OF FUNCTIONS

Certain functions of Recording Studio and Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

References to Senate Recording Studio and Senate Photographic Studio substituted for “Senate Recording and Photographic Studios” wherever appearing in text pursuant to section 108(a) of Pub. L. 96-304, as amended by section 7(d) of Pub. L. 101-520, which is classified to section 123b-1(a) of this title, and which abolished entity known as Senate Recording and Photographic Studios, established instead Senate Recording Studio and Senate Photographic Studio, and made corresponding transfer of functions. Previously, “Senate Recording and Photographic Studios” had been substituted in text for “Senate Recording Studio” pursuant to section 108(a) of Pub. L. 96-304.

APPROPRIATIONS ACTS AS DETERMINING EXTENT OF AVAILABILITY OF FUNDS AND ACCOUNTS

Pub. L. 104-53, title I, § 107, Nov. 19, 1995, 109 Stat. 522, provided that:

“(a) Each fund and account specified in subsection (b) shall be available only to the extent provided in appropriations Acts.

“(b) The funds and accounts referred to in subsection (a) are—

“(1) the revolving fund for the House Barber Shops, established by the paragraph under the heading ‘HOUSE BARBER SHOPS REVOLVING FUND’ in the matter relating to the House of Representatives in chapter III of title I of the Supplemental Appropriations Act, 1975 (Public Law 93-554; 88 Stat. 1776);

“(2) the revolving fund for the House Beauty Shop, established by the matter under the heading ‘HOUSE BEAUTY SHOP’ in the matter relating to administrative provisions for the House of Representatives in the Legislative Branch Appropriation Act, 1970 (Public Law 91-145; 83 Stat. 347);

“(3) the special deposit account established for the House of Representatives Restaurant by section 208 of the First Supplemental Civil Functions Appropriation Act, 1941 (40 U.S.C. 174k note); and

“(4) the revolving fund established for the House Recording Studio by section 105(g) of the Legislative Branch Appropriation Act, 1957 (2 U.S.C. 123b(g)).

“(c) This section shall take effect on October 1, 1995, and shall apply with respect to fiscal years beginning on or after that date.”

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 25b of this title.

§ 123b-1. Senate Recording Studio and Senate Photographic Studio as successors to Senate Recording and Photographic Studios; rules, regulations, and fees for photographs and photographic services

(a) The entity, in the Senate, known (prior to April 1, 1991) as the “Senate Recording and Photographic Studios” is abolished, and there is established in its stead the following two entities: the “Senate Recording Studio”, and the “Senate Photographic Studio”; and there are transferred, from the entity known (prior to April 1, 1991) as the “Senate Recording and Photographic Studios” to the Senate Recording Studio all personnel, equipment, supplies, and funds which are available for, relate to, or are utilized in connection with, recording, and to the Senate Photographic Studio all personnel, equipment, supplies, and funds which are available for, relate to, or are utilized in connection with, photography.

(b)(1) The Sergeant at Arms and Doorkeeper of the Senate shall, subject to the approval of the majority and minority leaders, promulgate rules and regulations, and establish fees, for the provision of photographs and photographic services to be furnished by the Photographic Studio.

(2) Omitted.

(Pub. L. 96-304, title I, § 108, July 8, 1980, 94 Stat. 890; Pub. L. 101-520, title I, § 7(d), Nov. 5, 1990, 104 Stat. 2259.)

CODIFICATION

Words “prior to April 1, 1991”, referred to in subsec. (a), were in the original “prior to this amendment” which was translated as meaning prior to the effective date of section 7(d) of Pub. L. 101-520, which amended subsec. (a) generally, to reflect the probable intent of Congress.

Subsec. (b)(2), which authorized the Sergeant at Arms and Doorkeeper of the Senate to appoint and fix the compensation of not more than 15 employees to carry out the functions of the Photographic Studio and provided that the Secretary of the Senate make payments of compensation, etc., of such personnel from certain funds appropriated for the Senate, was omitted in view of section 61f-7 of this title which abolished all statutory positions in the Office of the Sergeant at Arms and Doorkeeper of the Senate, with specified exceptions, effective Oct. 1, 1981, and authorized the Sergeant at Arms and Doorkeeper of the Senate to appoint and fix the compensation of such employees as appropriate.

AMENDMENTS

1990—Subsec. (a). Pub. L. 101-520 amended subsec. (a) generally. Prior to amendment, subsec. (a) read as follows: “The Senate Recording Studio hereafter shall be known as the Senate Recording and Photographic Studios. Subject to subsection (b) of this section, all references to the Senate Recording Studio (including the revolving fund) in any law, resolution, or regulation shall be considered as referring to the Senate Recording and Photographic Studios, and any provision of any law, resolution, or regulation which is applicable to the Senate Recording Studio shall be deemed to apply to the Senate Recording and Photographic Studios.”

EFFECTIVE DATE OF 1990 AMENDMENT

Section 7(d) of Pub. L. 101-520 provided that the amendment made by that section is effective Apr. 1, 1991.

§ 123c. Data processing equipment, software, and services

Notwithstanding any other provision of law, the Sergeant at Arms, subject to the approval of the Committee on Rules and Administration, is hereafter authorized to enter into multi-year contracts for data processing equipment, software, and services.

(Pub. L. 94-32, title I, June 12, 1975, 89 Stat. 182; Pub. L. 95-26, title I, § 103, May 4, 1977, 91 Stat. 82.)

CODIFICATION

Section is from the Second Supplemental Appropriations Act, 1975.

AMENDMENTS

1977—Pub. L. 95-26 substituted “multi-year contracts for data processing equipment, software, and services” for “multi-year leases for automatic data processing equipment”.

EFFECTIVE DATE

Title I of Pub. L. 94-32 provided that this section is effective June 12, 1975.

§ 123c-1. Advance payments for computer programming services

Notwithstanding any other provision of law, the Sergeant at Arms and Doorkeeper of the Senate, subject to the approval of the Committee on Rules and Administration, is on and after July 6, 1981, authorized to enter into contracts which provide for the making of advance payments for computer programming services.

(Pub. L. 97-20, July 6, 1981, 95 Stat. 104.)

§ 123d. Senate Computer Center

(a) Senate Computer Center Revolving Fund

(1) There is hereby established in the Treasury of the United States a revolving fund within the contingent fund of the Senate to be known as the Senate Computer Center Revolving Fund (hereafter in this section referred to as the “revolving fund”).

(2) The revolving fund shall be available only for paying the salaries of personnel employed under subsection (c) of this section, and agency contributions attributable thereto, and for paying refunds under contracts entered into under subsection (b) of this section.

(3) Within 90 days after the end of each fiscal year, the Secretary of the Senate shall withdraw all amounts in the revolving fund in excess of \$100,000, other than amounts required to make refunds under subsection (b) (2) (B) of this section, and shall deposit the amounts withdrawn in the Treasury of the United States as miscellaneous receipts.

(b) Contracts for use of Senate computer; approval; terms

(1) Subject to the provisions of paragraph (2), the Sergeant at Arms and Doorkeeper of the Senate is authorized to enter into contracts with any agency or instrumentality of the legislative branch for the use of any available time on the Senate computer.

(2) No contract may be entered into under paragraph (1) unless it has been approved by the

Committee on Rules and Administration of the Senate, and no such contract may extend beyond the end of the fiscal year in which it is entered into. Each contract entered into under paragraph (1) shall contain—

(A) a provision requiring full advance payment for the amount of time contracted for, and

(B) a provision requiring refund of a proportionate amount of such advance payment if the total amount of time contracted for is not used.

Notwithstanding any other provision of law, any agency or instrumentality of the legislative branch is authorized to make advance payments under a contract entered into under paragraph (1).

(c) Additional personnel

To the extent that the personnel of the Senate Computer Center are unable to carry out the contracts entered into under subsection (b) of this section according to their terms and conditions, the Sergeant at Arms and Doorkeeper of the Senate is authorized to employ such additional personnel for the Senate Computer Center as may be necessary to carry out such contracts, and to pay the salaries of such additional personnel, and agency contributions attributable thereto, from the revolving fund. Such additional personnel may temporarily be assigned to perform the regular functions of the Senate Computer Center when their services are not needed to carry out such contracts.

(d) Disbursements

Disbursements from the revolving fund under subsections (b) and (c) of this section shall be made upon vouchers signed by the Sergeant at Arms and Doorkeeper of the Senate, except that vouchers shall not be required for the disbursement of salaries of employees paid at an annual rate.

(Pub. L. 94-303, title I, § 116, June 1, 1976, 90 Stat. 614.)

§ 124. Arrangements for attendance at funeral of deceased House Members; payment of funeral expenses and expenses of attending funeral rites

Notwithstanding any other provision of law, the Sergeant at Arms of the House is authorized and directed on and after October 2, 1962, to make such arrangements as may be necessary for any committee of Members of the Senate and House of Representatives duly appointed to attend the funeral of a deceased Member of the House. Notwithstanding any other provision of law, there shall be paid out of the contingent fund of the House, under such rules and regulations as the Committee on House Administration may prescribe, such sums as may be necessary to defray the funeral expenses of the deceased Member and to defray the expenses of such committee, the Sergeant at Arms of the House or a representative of his office, and the widow (or widower) or minor children, or both, of the deceased Member incurred in attending the funeral rites and burial of such Member.

(Pub. L. 87-730, § 101, Oct. 2, 1962, 76 Stat. 686.)

CODIFICATION

Section is from the Legislative Branch Appropriation Act, 1963.

PRIOR PROVISIONS

Similar provisions were contained in the following prior appropriation acts:

Aug. 5, 1955, ch. 568, 69 Stat. 513.

July 2, 1954, ch. 455, title I, 68 Stat. 403.

Aug. 1, 1953, ch. 304, title I, 67 Stat. 325.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

CROSS REFERENCES

Monuments to deceased House Members interred in Congressional Cemetery, see section 51 of this title.

§ 125. Gratuities for survivors of deceased House employees; computation

The Clerk of the House is on and after July 2, 1954, authorized to pay, from the contingent fund of the House, a gratuity to the widow, widower, or heirs-at-law, of each deceased employee of the House an amount equal to one month's salary for each year or part of year of the first six years service of such employee plus one-half of one month's salary for each year or part of year of such service in excess of six years to and including the eighteenth year of such service. Service computed hereunder shall include all Federal civilian employment, and military service where such service interrupted Federal civilian employment.

(July 2, 1954, ch. 455, title I, 68 Stat. 403.)

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Gratuities for survivors of deceased employees under the jurisdiction of the Architect of the Capitol, see section 166b-4 of Title 40, Public Buildings, Property, and Works.

§ 125a. Death gratuity payments as gifts

Any death gratuity payment at any time specifically appropriated by any Act of Congress or at any time made out of the contingent fund of the House of Representatives or of the Senate shall be held to have been a gift.

(June 5, 1952, ch. 369, Ch. I, 66 Stat. 101.)

CODIFICATION

Section is also set out as section 38b of this title.

§ 126. Repealed. Pub. L. 89-554, § 8, Sept. 6, 1966, 80 Stat. 658

Section, act Sept. 1, 1954, ch. 1208, title VI, § 603, 68 Stat. 1116, provided that official reporters of Senate proceedings and their employees be considered officers

or employees of the legislative branch within section 2091(a) of former Title 5. See section 8701(a)(3) of Title 5, Government Organization and Employees.

§ 126-1. Omitted

CODIFICATION

Section, Pub. L. 89-90, July 27, 1965, 79 Stat. 265; Pub. L. 90-239, ch. IV, Jan. 2, 1968, 81 Stat. 774; Pub. L. 94-59, title I, July 25, 1975, 89 Stat. 270; Pub. L. 96-38, title I, §105(1), July 25, 1979, 93 Stat. 112, which authorized Secretary of Senate to employ one chief reporter of debates, seven reporters of debates, one assistant reporter of debates, two clerks, and six expert transcribers, was omitted because of section 61a-11 of this title which abolished all statutory positions in the Office of the Secretary of the Senate, with specified exceptions, effective Oct. 1, 1981, and authorized Secretary of Senate to appoint and fix compensation of such employees as appropriate.

§ 126-2. Designation of reporters

The reporters of debates in the office of the Secretary of the Senate are hereby designated the official reporters of debates of the Senate.

(Pub. L. 89-545, Aug. 27, 1966, 80 Stat. 354.)

§ 126a. Omitted

CODIFICATION

Section, Pub. L. 86-628, July 12, 1960, 74 Stat. 447, related to appointment of reporters, transcribers and other employees by Official Reporter of Debates of Senate. See sections 61a-11 and 126-1 of this title.

§ 126b. Substitute reporters of debates and expert transcribers; temporary reporters of debates and expert transcribers; payments from Senate contingent fund

The Secretary of the Senate is on and after June 5, 1981, authorized to employ, by contract or otherwise, substitute reporters of debates and expert transcribers at daily rates of compensation, or temporary reporters of debates and expert transcribers at annual rates of compensation; no temporary reporters of debates or expert transcribers may be employed under authority of this provision for more than ninety days in any fiscal year; and payments made under authority of this section shall be made from the contingent fund of the Senate upon vouchers approved by the Secretary of the Senate.

(Pub. L. 89-90, July 27, 1965, 79 Stat. 266; Pub. L. 97-12, title I, §105, June 5, 1981, 95 Stat. 61.)

CODIFICATION

“On and after June 5, 1981” substituted in text for “hereafter”, which probably meant after the date of enactment of Pub. L. 97-12 rather than the date of enactment of Pub. L. 89-90.

AMENDMENTS

1981—Pub. L. 97-12 amended section generally, substituting “authorized to employ, by contract or otherwise, substitute reporters of debates and expert transcribers at daily rates of compensation, or temporary reporters of debates and expert transcribers at annual rates of compensation; no temporary reporters of debates or expert transcribers may be employed under authority of this provision for more than ninety days in any fiscal year; and payments made under authority of this section shall be made from the contingent fund of the Senate upon vouchers approved by the Secretary of

the Senate” for “authorized to obtain by contract or otherwise, emergency reporters and transcribers as may be necessary, payments therefor to be made from the contingent fund of the Senate”.

§ 127. Repealed. Pub. L. 92-51, July 9, 1971, 85 Stat. 129

Section, Pub. L. 87-130, Aug. 10, 1961, 75 Stat. 323; Pub. L. 89-90, July 27, 1965, 79 Stat. 269; Pub. L. 91-145, Dec. 12, 1969, 83 Stat. 343, provided for reimbursement of transportation expenses of employees in Senator's office, authorizing eight round trips in any fiscal year and two additional mileage payments when office of Senator is from a State having a population of ten million or more inhabitants and requiring voucher certification of travel as being in line of official duty. See section 43b of this title.

Similar provisions were contained in the following prior appropriation acts:

Act June 27, 1956, ch. 453, 70 Stat. 360, as amended by acts July 12, 1960, Pub. L. 86-628, 74 Stat. 449; Mar. 31, 1961, Pub. L. 87-14, title I, 75 Stat. 29.

Act Aug. 5, 1955, ch. 568, 69 Stat. 504.

EFFECTIVE DATE OF REPEAL

Pub. L. 92-51 provided that the repeal is effective July 1, 1971.

§ 127a. Reimbursement of transportation expenses for employees in office of House Member

The contingent fund of the House of Representatives is made available after August 28, 1965, for reimbursement of transportation expenses incurred by not to exceed two employees in the office of a Member of the House of Representatives (including the Resident Commissioner from Puerto Rico) for one round trip each, or incurred by not to exceed one employee for two round trips, in any calendar year between Washington, District of Columbia, and the place of residence of the Member representing the congressional district involved. Such payment shall be made only upon vouchers approved by the Member containing a certification by him that such travel was performed in line of official duty, but the mileage allowed for any such trip shall not exceed the round trip mileage by the nearest usual route between Washington, District of Columbia, and the Member's place of residence in the congressional district involved. The Committee on House Administration of the House of Representatives shall make such rules and regulations as may be necessary to carry out this section.

(Pub. L. 89-147, §3, Aug. 28, 1965, 79 Stat. 583.)

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

CROSS REFERENCES

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§§ 128, 129. Repealed. Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 658, 659

Section 128, act Aug. 5, 1955, ch. 568, 69 Stat. 513, authorized contributions for group life insurance of House employees from House contingent fund. See section

8708 of Title 5, Government Organization and Employees.

Section 129, Pub. L. 85-75, July 1, 1957, 71 Stat. 248, authorized contributions to retirement and disability fund from House contingent fund. See section 8334 of Title 5.

§ 130. Repealed. Pub. L. 95-391, title I, § 111, Sept. 30, 1978, 92 Stat. 777

Section, Pub. L. 87-730, § 103, Oct. 2, 1962, 76 Stat. 693; H. Res. 163, Mar. 19, 1975; Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668, authorized payment of expenses of participation by House in interparliamentary institutions. See section 130-1 of this title.

The repeal of this section is based on a part of section 2 of House Resolution No. 1047, Ninety-fifth Congress, Apr. 4, 1978, which was enacted into permanent law by Pub. L. 95-391.

EFFECTIVE DATE OF REPEAL

Section 2 of House Resolution No. 1047, Ninety-fifth Congress, which was enacted into permanent law by Pub. L. 95-391, provided that the repeal is effective upon the enactment of House Resolution No. 1047 as permanent law, which was effected by Pub. L. 95-391, § 111, effective Sept. 30, 1978.

NINETY-FIFTH CONGRESS

Section 2 of House Resolution No. 1047, Ninety-fifth Congress, Apr. 4, 1978, enacted into permanent law by Pub. L. 95-391, provided that this section would not be effective in the Ninety-fifth Congress upon the adoption of H. Res. 1047.

AUTHORIZATION FOR PAYMENT OF EXPENSES FROM CONTINGENT FUND OF HOUSE OF REPRESENTATIVES FOR PARTICIPATORY ACTIVITIES

Section 1 of House Resolution No. 434, Ninety-fifth Congress, Mar. 31, 1977, enacted into permanent law by Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668, which provided that, until otherwise provided by law, there was to have been paid out of the contingent fund of the House of Representatives such sums as may have been necessary, but not to exceed \$15,000 in any calendar year, for the payment of expenses incurred in carrying out this section, was repealed by section 2 of H. Res. 1047, Ninety-fifth Congress, Apr. 4, 1978, which was enacted into permanent law by section 111 of Pub. L. 95-391, effective Sept. 30, 1978.

§ 130-1. Participation by House in interparliamentary institutions; reception of members of foreign legislative bodies and foreign officials; meetings with Government officials

(a) It is the purpose of this section to enable the House of Representatives more properly to discharge and coordinate its activities and responsibilities in connection with participation in various interparliamentary institutions, to facilitate the interchange and reception in the United States of members of foreign legislative bodies and permanent officials of foreign governments, and to enable the House of Representatives to host meetings with senior United States Government officials and other dignitaries in order to discuss matters relevant to United States relations with other countries.

(b) For payment of expenses incurred in carrying out subsection (a) of this section, there shall be paid out of the contingent fund of the House, until otherwise provided by law, such sums as may be necessary but not to exceed \$55,000 in any calendar year. Such payments shall be made on vouchers signed by the chairman of the Com-

mittee on Foreign Affairs and approved by the Committee on House Administration.

(Pub. L. 95-391, title I, § 111, Sept. 30, 1978, 92 Stat. 777; Pub. L. 103-437, § 2(b), Nov. 2, 1994, 108 Stat. 4581.)

CODIFICATION

Section is based on section 1 of House Resolution No. 1047, Ninety-fifth Congress, Apr. 4, 1978, which was enacted into permanent law by Pub. L. 95-391.

AMENDMENTS

1994—Subsec. (b). Pub. L. 103-437 substituted “Committee on Foreign Affairs” for “Committee on International Relations”.

CHANGE OF NAME

Committee on Foreign Affairs of House of Representatives treated as referring to Committee on International Relations of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

§ 130a. Nonpay status for Congressional employees studying under Congressional staff fellowships

With respect to each employee of the Senate or House of Representatives—

(1) whose compensation is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives, and

(2) who, on or after January 1, 1963 shall have been separated from employment with the Senate or House of Representatives in order to pursue certain studies under a congressional staff fellowship awarded by the American Political Science Association,

the period of time covered by such fellowship shall be held and considered to be service (in a nonpay status) in employment with the Senate or House of Representatives, as the case may be, at the rate of compensation received immediately prior to separation (including any increases in compensation provided by law during the period covered by such fellowship) for the purposes of—

(A) subchapter III (relating to civil service retirement) of chapter 83 of title 5,

(B) chapter 87 (relating to Federal employees group life insurance) of title 5, and

(C) chapter 89 (relating to Federal employees group health insurance) of title 5,

if the award of such fellowship to such employee is certified to the Secretary of the Senate or the Clerk of the House of Representatives, as appropriate, by the appointing authority concerned or, in the event of the death or disability of such appointing authority, is established to the satisfaction of the Secretary of the Senate or the Clerk of the House by records or other evidence.

(Pub. L. 89-379, Mar. 30, 1966, 80 Stat. 94.)

CODIFICATION

References to subchapter III of chapter 83, chapter 87, and chapter 89 of title 5 substituted for references to the Civil Service Retirement Act, as amended, the Fed-

eral Employees' Group Life Insurance Act of 1954, as amended, and the Federal Employees' Health Benefits Act of 1959, as amended, respectively, on authority of sec. 7(b) of Pub. L. 89-554, Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

§ 130b. Jury and witness service by Senate and House employees

(a) Definitions

For purposes of this section—

(1) "employee" means any individual whose pay is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives; and

(2) "court of the United States" has the meaning given it by section 451 of title 28 and includes the United States District Court for the District of the Canal Zone, the District Court of Guam, and the District Court of the Virgin Islands.

(b) Service as juror or witness in connection with a judicial proceeding; prohibition against reduction of pay

The pay of an employee shall not be reduced during a period of absence with respect to which the employee is summoned (and permitted to respond to such summons by the appropriate authority of the House of the Congress disbursing his pay), in connection with a judicial proceeding by a court or authority responsible for the conduct of that proceeding, to serve—

(1) as a juror; or

(2) other than as provided in subsection (c) of this section, as a witness on behalf of any party in connection with any judicial proceeding to which the United States, the District of Columbia, or a State or local government is a party;

in the District of Columbia, a State, territory, or possession of the United States including the Commonwealth of Puerto Rico, the Canal Zone, or the Trust Territory of the Pacific Islands. For purposes of this subsection, "judicial proceeding" means any action, suit, or other judicial proceeding, including any condemnation, preliminary, informational, or other proceeding of a judicial nature, but does not include an administrative proceeding.

(c) Official duty

An employee is performing official duty during the period with respect to which he is summoned (and is authorized to respond to such summons by the House of the Congress disbursing his pay), or is assigned by such House, to—

(1) testify or produce official records on behalf of the United States or the District of Columbia; or

(2) testify in his official capacity or produce official records on behalf of a party other than the United States or the District of Columbia.

(d) Prohibition on receipt of jury or witness fees

(1) An employee may not receive fees for service—

(A) as juror in a court of the United States or the District of Columbia; or

(B) as a witness on behalf of the United States or the District of Columbia.

(2) If an employee receives an amount (other than travel expenses) for service as a juror or witness during a period in which his pay may not be reduced under subsection (b) of this section, or for which he is performing official duty under subsection (c) of this section, the employee shall remit such amount to the officer who disburses the pay of the employee, which amount shall be covered into the general fund of the Treasury as miscellaneous receipts.

(e) Travel expenses

(1) An employee summoned (and authorized to respond to such summons by the House of the Congress disbursing his pay), or assigned by such House, to testify or produce official records on behalf of the United States is entitled to travel expenses. If the case involves an activity in connection with which he is employed, the travel expenses shall be paid from funds otherwise available for the payment of travel expenses of such House in accordance with travel regulations of that House. If the case does not involve such an activity, the department, agency, or independent establishment of the United States on whose behalf he is so testifying or producing records shall pay to the employee his travel expenses out of appropriations otherwise available, and in accordance with regulation applicable, to that department, agency, or independent establishment for the payment of travel expenses.

(2) An employee summoned (and permitted to respond to such summons by the House of the Congress disbursing his pay), or assigned by such House, to testify in his official capacity or produce official records on behalf of a party other than the United States, is entitled to travel expenses, unless any travel expenses are paid to the employee for his appearance by the court, authority, or party which caused him to be summoned.

(f) Rules and regulations

The Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives are authorized to prescribe, for employees of their respective Houses, such rules and regulations as may be necessary to carry out the provisions of this section.

(g) Congressional consent not conferred for production of official records or to testimony concerning activities related to employment

No provision of this section shall be construed to confer the consent of either House of the Congress to the production of official records of that House or to testimony by an employee of that House concerning activities related to his employment.

(Pub. L. 91-563, §6, Dec. 19, 1970, 84 Stat. 1478; Pub. L. 94-310, §2, June 15, 1976, 90 Stat. 687.)

REFERENCES IN TEXT

For definition of Canal Zone, referred to in subsec. (b), see section 3602(b) of Title 22, Foreign Relations and Intercourse.

AMENDMENTS

1976—Subsec. (b)(2). Pub. L. 94-310 substituted “other than as provided in subsection (c) of this section, as a witness on behalf of any party in connection with any judicial proceeding to which the United States, the District of Columbia, or a State or local government is a party” for “as a witness on behalf of a party other than the United States, the District of Columbia, or a private party”.

CHANGE OF NAME

Committee on House Administration of House of Representatives treated as referring to Committee on House Oversight of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of this title.

EFFECTIVE DATE OF 1976 AMENDMENT

Section 4 of Pub. L. 94-310 provided that: “The amendments made by this Act [amending this section and sections 6322 and 8906 of Title 5, Government Organization and Employees] shall take effect on October 1, 1976, or on the date of the enactment of this Act [June 15, 1976], whichever date is later.”

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

TERMINATION OF TRUST TERRITORY OF THE PACIFIC ISLANDS

For termination of Trust Territory of the Pacific Islands, see note set out preceding section 1681 of Title 48, Territories and Insular Possessions.

TERMINATION OF UNITED STATES DISTRICT COURT FOR THE DISTRICT OF THE CANAL ZONE

For termination of the United States District Court for the District of the Canal Zone at end of the “transition period”, being the 30 month period beginning Oct. 1, 1979, and ending midnight Mar. 31, 1982, see Paragraph 5 of Article XI of the Panama Canal Treaty of 1977 and sections 3831 and 3841 to 3843 of Title 22, Foreign Relations and Intercourse.

CROSS REFERENCES

Leave for jury or witness service to employees of agencies generally, see section 6322 of Title 5, Government Organization and Employees.

§ 130c. Waiver by Secretary of Senate of claims of United States arising out of erroneous payments to Vice President, Senator, or Senate employee paid by Secretary of Senate

(a) Waiver of claim for erroneous payment of pay or allowances

A claim of the United States against a person arising out of an erroneous payment of any pay or allowances, other than travel and transportation expenses and allowances, on or after July 25, 1974, to the Vice President, a Senator, or to an officer or employee whose pay is disbursed by the Secretary of the Senate, the collection of which would be against equity and good con-

science and not in the best interests of the United States, may be waived in whole or in part by the Secretary of the Senate, if the claim is not the subject of an exception made by the Comptroller General in the account of any accountable officer or official. An application for waiver shall be investigated by the Financial Clerk of the Senate who shall submit a written report of his investigation to the Secretary of the Senate. An application for waiver of a claim in an amount aggregating more than \$1,500 shall also be investigated by the Comptroller General of the United States who shall submit a written report of his investigation to the Secretary of the Senate.

(b) Prohibition of waiver

The Secretary of the Senate may not exercise his authority under this section to waive any claim—

(1) if, in his opinion, there exists, in connection with the claim, an indication of fraud, misrepresentation, fault, or lack of good faith on the part of the Vice President, the Senator, the officer or employee, or any other person having an interest in obtaining a waiver of the claim; or

(2) if the application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment of pay or allowances was discovered.

(c) Credit for waiver

In the audit and settlement of accounts of any accountable officer or official, full credit shall be given for any amounts with respect to which collection by the United States is waived under this section.

(d) Effect of waiver

An erroneous payment, the collection of which is waived under this section, is deemed a valid payment for all purposes.

(e) Construction with other laws

This section does not affect any authority under any other law to litigate, settle, compromise, or waive any claim of the United States.

(f) Rules and regulations

The Secretary of the Senate shall promulgate rules and regulations to carry out the provisions of this section.

(Pub. L. 93-359, §2, July 25, 1974, 88 Stat. 394; Pub. L. 103-69, title III, §315, Aug. 11, 1993, 107 Stat. 713.)

AMENDMENTS

1993—Subsec. (a). Pub. L. 103-69 substituted “\$1,500” for “\$500”.

CROSS REFERENCES

Claims for overpayment of pay or allowances to employees of agencies generally, see section 5584 of Title 5, Government Organization and Employees.

§ 130d. Waiver by Speaker of House of claims of United States arising out of erroneous payments to officers or employees paid by Clerk of House

(a) Waiver of claim for erroneous payment of pay or allowances

A claim of the United States against a person arising out of an erroneous payment of any pay or allowances, other than travel and transportation expenses and allowances, on or after July 25, 1974, to an officer or employee whose pay is disbursed by the Clerk of the House of Representatives, the collection of which would be against equity and good conscience and not in the best interests of the United States, may be waived in whole or in part by the Speaker of the House, if the claim is not the subject of an exception made by the Comptroller General in the account of any accountable officer or official.

(b) Investigation and report

An application for waiver of a claim shall be investigated by the Clerk of the House of Representatives who shall submit a written report of his investigation to the Speaker of the House.

(c) Prohibition of waiver

The Speaker of the House may not exercise his authority under this section to waive any claim—

(1) if, in his opinion, there exists, in connection with the claim, an indication of fraud, misrepresentation, fault, or lack of good faith on the part of the officer or employee or any other person having an interest in obtaining a waiver of the claim; or

(2) if the application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment of pay or allowances was discovered.

(d) Credit for waiver

In the audit and settlement of the accounts of any accountable officer or official, full credit shall be given for any amounts with respect to which collection by the United States is waived under this section.

(e) Effect of waiver

An erroneous payment, the collection of which is waived under this section, is deemed a valid payment for all purposes.

(f) Construction with other laws

This section does not affect any authority under any other law to litigate, settle, compromise, or waive any claim of the United States.

(g) Rules and regulations

The Speaker of the House shall prescribe rules and regulations to carry out the provisions of this section.

(Pub. L. 93-359, § 3, July 25, 1974, 88 Stat. 395.)

TRANSFER OF FUNCTIONS

Certain functions of Clerk of House of Representatives transferred to Director of Non-legislative and Financial Services by section 7 of House Resolution No. 423, One Hundred Second Congress, Apr. 9, 1992. Director of Non-legislative and Financial Services replaced

by Chief Administrative Officer of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

CROSS REFERENCES

Claims for overpayment of pay or allowances to employees of agencies generally, see section 5584 of Title 5, Government Organization and Employees.

§ 130e. Special Services Office

There is established, as a joint office of Congress, the Special Services Office, which (under the supervision and control of a board, to be known as the Special Services Board, comprised of the Sergeant at Arms of the House of Representatives, the Sergeant at Arms and Doorkeeper of the Senate, and the Architect of the Capitol) shall provide special services to Members of Congress, and to officers, employees, and guests of Congress.

(Pub. L. 101-163, title III, § 310, Nov. 21, 1989, 103 Stat. 1065; Pub. L. 104-53, title I, § 112, Nov. 19, 1995, 109 Stat. 525.)

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1990.

AMENDMENTS

1995—Pub. L. 104-53 substituted “Sergeant at Arms” for “Clerk” after “comprised of the” and “Architect of the Capitol” for “Librarian of Congress”.

CHAPTER 5—LIBRARY OF CONGRESS

Sec.	
131.	Collections composing Library; location.
132.	Departments of Library.
132a.	Appropriations for increase of general library.
132a-1.	Obligations for reimbursable and revolving fund activities; limitation.
132b.	Joint Committee on the Library.
133.	Joint Committee during recess of Congress.
134.	Incidental expenses of law library.
135.	Purchase of books for law library.
135a.	Books and sound-reproduction records for blind and other physically handicapped residents; annual appropriations; purchases.
135a-1.	Library of musical scores, instructional texts, and other specialized materials for use of blind persons or other physically handicapped residents; authorization of appropriations.
135b.	Local and regional centers; preference to blind and other physically handicapped veterans; rules and regulations; authorization of appropriations.
136.	Librarian of Congress; appointment; rules and regulations.
136a, 136a-1.	Omitted.
136a-2.	Librarian of Congress and Deputy Librarian of Congress; compensation.
136b.	Omitted.
136c.	Authorized additional expenses and services for which Library of Congress salary appropriations are available.
137.	Use and regulation of law library.
137a, 137b.	Omitted.
137c.	Withdrawal of books from Library of Congress.
138.	Law library; hours kept open.
139.	Report of Librarian of Congress.
140.	Employees; fitness.
141.	Duties of Architect of the Capitol and Librarian of Congress.
142.	Omitted.